5-31-19

Dear Viewer,

Thank you for the time you are taking to view these materials. I am formally submitting the following complaints to the Texas Commission on Jail Standards and seeking interest in litigating through Texas state, Idaho state, and/or the 9th Circuit. I have included additional supporting materials for context. Check back for new additions as they are processed.

Lovingly Embattled,
Patrick Irving 82431
IMSI
PO Box 51
Boise, ID 83707

"I am a million latent states attached to the constant motions of man.
From great distances apart, we travel together.
Ashamed to be intertwined, they imagine themselves seperate.
Alive and ambiguous, out-of-sight to the out-of-mind.
What the muse reflects, the Dude respects."

Baby Let's Play House - Elvis Presley

Irving 82431
21:58 5-31-19

TEXAS COMMISSION ON JAIL STANDARDS

EXECUTIVE DIRECTOR
Brandon S. Wood

P.O. Box 12985
Austin, Texas 78711
Voice: (512) 463-5505
Fax: (512) 463-3185
http://www.tcjs.state.tx.us
info@tcjs.state.tx.us

April 24, 2019

Patrick Irving #82431
C/O Eagle Pass Correctional Facility
PO Box 849
Eagle Pass, Texas 78853

Dear Mr. Irving,

Your concerns regarding the Eagle Pass Correctional Facility have been reviewed by the inspector. After reviewing your allegations with the staff at the Eagle Pass Correctional Facility, it was determined that no violation of jail standards has occurred.

According to Warden Barry, general population dorms are issued a bottle of soap each morning. You were moved to the RHU unit, where the soap was not being issued. After your grievance, the jail began issuing a bottle of dish soap to that section of the jail as well. Inmates have also had the option to use facility sporks and cups which could be returned after each meal.

While this investigation will be closed, we will continue to monitor the Eagle Pass Correctional Facility for compliance with minimum standards.

Best regards,

Steve Darilek
TCJS Complaint Inspector

TEXAS COMMISSION ON JAIL STANDARDS
P.O. Box 12985, Austin, Texas 78711

ADDRESS SERVICES REQUESTED

RTS
5/3/19

RETURNED TO SENDER

☐ NEED INMATE ID NUMBER
☑ NO LONGER AT GEO

Received 5-21-19 PI

OFFICIAL BUSINESS
STATE OF TEXAS
PENALTY FOR
PRIVATE USE

PRESORTED
FIRST CLASS

US POSTAGE >> PITNEY BOWES
ZIP 78701 $ 000.41²
02 1M
0001401623 APR 25 2019

80

Released

Patrick Irving #82431
C/O Eagle Pass Correctional Facility
PO Box 849
Eagle Pass, Texas 78853

78 CNJ-NAB 78853

5-23-19

Dear Steve Dardek,

Thank you for investigating food service sanitation at Eagle Pass Correctional Facility. I have received your letter informing me of Warden Barry's response, dated 4-24-19, on 5-21-19.

I apologize if you didn't receive my update from 3-12-19 notifying you multiple units received dish soap for the first time on 3-7-19. It was delivered again on 3-12-19 and appeared to be on track for a daily schedule.

In response to the information Warden Barry provided you regarding this situation, I was not in RHU when I submitted this complaint and the affidavits attached to it. I will acknowledge RHU was provided dish soap one of the sixty days I was housed there between 11-11-18 and 1-10-19. Upon returning to general population, I collected the signatures I've included from multiple units across the entire facility. They support the factual accuracy of the claim that our entire inmate population was without the ability to sanitize dining utensils until 3-7-19. Having worked in the kitchen for several months, I am capable of providing additional affidavits confirming the Kitchen never had a system in place to collect, wash, and redistribute clean utensils for over five months during my stay.

I appreciate your continuing to monitor the Eagle Pass Correctional Facility for compliance with minimum standards. I will continue providing you with accurate and verifiable information in next week's submissions.

I am including materials for your reference.

Best regards,
Patrick Irving 82431

Patrick Irving 82431
Eagle Pass Correctional Facility
P.O. Box 849
Eagle Pass, TX 78853

MARCH 12, 2019

Texas Commission on Jail Standards
P.O Box 12985, Austin, TX 78711

Dear Steve Darilek,

I presented a complaint to you February 20, 2019. This letter is specific to that complaint (Dish soap not being provided for sanitation).

The update is as follows:

Dish soap was provided on March 7, 2019 in labeled bottles to multiple units. Most units have since used their bottles and have been awaiting refills since March 8, 2019. We have been continuously requesting the bottles be refilled by all available staff. They have been unable to assist us.

I am hopeful I can resolve this complaint without additional assistance. I will keep you updated should you indicate your interest in this matter.

There are no updates. I am including our previous communications for your reference

Warm regards,

Patrick Irving 82431

Inmate Services

Irving's Class Action Petition For Relief under the 8th Amendment

Name	IDOC #	Signature	Date
Irving	82431		2-18-19
[illegible]	38889		2/18/19
Brewer	32979		2/18/19
Pilgrim	104160		2-18-19
Inthapanya	124862		2-18-19
			2-18-19
Gamble	92140		
JAMES, Bradly	112625		2/18/19
Chris Taylor	68340		2/19/19
N Zapp'	120249		2/19/19
Lai	87852		2/19/2019
Carmen	85175		2/19/ 2019
Getzloff	91239		2/19/19
Saganski	117825		2/19/19
Carnell	111289		2-19-19
Hance	69312		2-19-19
Jenkins	68692		02-19-19
Pineda	99789		2-19-19
Baker	59157		2-19-19
Morningstar	123160		2-19-19
Mcshee	119021		2-19-19
Thayer	91870		2-19-19

Food Service Sanitation - dishsoap for sporks

B2

Irving's Class Action Petition For Relief under the 8th Amendment

Name	IDOC #	Signature	Date
Austin Campbell	124615	~~Austin Campbell~~	2-18-19
Jerry D. Kimball	124706	Jerry D. Kimball	18/2/19
David Isch	65099		2/18/19
Mike Colley	109715		2/18/19
J Salmond	116759		2.18.19
Jarrett Baker	96230		2-18-19
Rahim Reed	105714		2-18-19
Navarrete	63257		2-18-19
Johnson	60513		2-18 19
Bryan Coy	124539		2-18-19
Gonzalez	127204		2-18-19
Steve Smith	127661		2-18-19
Jeremy White	57875		2-18-19
Alec Burnside	1194141		2-18-19
Terrence Miller	122203		2-18-19
Matt Baker	102460		2-18-19
T. Ouest ~~III~~	87462	T. Ouest III	2-18-19
D. Tannahill	99152	D. Tannahill	2-18-19
D. Victory	81291		2-18-19
T. Jensen	60866		2-18-19
M. Chapman	82550		2/18/19
[illegible]	111461		2-18-19
T. Petersen	98208	Thos Petersen	

For Food service Sanitation - dish soap for sporks

Irving's Class Action Petition For Relief under the 8th Amendment

Name	IDOC #	Signature	Date
Chris Wirfs	72432		2-15-19
Scott Webb	85065	Scott Webb	2-15-19
Bruce Grob	18013		2-15-19
Jesse Defoort	59464		2-15-19
STEVEN ROBERTS	83033	Steven E Roberts III	2-15-19
Scott Davis	71896		
Mikal Davis	97081		2-15-19
James Turner	94723		2-15-19
James Arthurs	G2331	James Arthurs	2-15-19
Parker Mabary	64188		2-15-19
JON VALEN	79706		2-19-19
William Agnew	129502		2-19-19
R. McKinney	18329	R. McKinney	2-19-19
Ronald Vaughn	~~13365~~		2-19-19

Irving's Class Action Petition For Relief under the 8th Amendment

Name	IDOC #	Signature	Date
Deveraux	122179		2-13-19
Pickett	117964		2-13-19
R. Smith	103402	RS	2-13-19
[redacted]	[redacted]	[redacted]	2-13-19
[redacted]	[redacted]	[redacted]	2-13-19
[redacted]	[redacted]	[redacted]	2-13-19

6-5-19

Dear IDOC Director Tewalt,

I have sent you copies of my Texas complaints to insure you are personally aware of their existence. As IDOC's grievance system allows employees to investigate themselves for misconduct, I find myself more comfortable using Texas rules to access state and federal courts.

Thank you for your understanding.

Regards,

Patrick Irving 82431
ISCI
PO Box 51
Boise, ID 83707

5-27-19

Dear Steve Dariteh,

I would like to submit the following complaint:-

Eagle Pass Correctional Facility failed to comply with the Texas Minimum Jail Standards 283.1 (3,J) while processing Case #: MAEP00050. My attempt to document and exercise my right to appeal using the instructions provided by pg. 38 (I) of the inmate handbook was wrongfully denied. The disciplinary plan that is in the handbook after being approved by the Commission is not being used.

Thank you for your consideration.

Regards;
Patrick Irving 82431
IMSI
PO Box 51
Boise, ID 83707

(Ref. Grievance CF 19000013, Case #: MAEP00050, 11/29/18 Appeal, Grievance Transmittal Form, Disciplinary Appal Instruction that conflicts with handbook instructions)

IDAHO DEPARTMENT OF CORRECTION

Idaho Department of Correction
Grievance Form

Offender Name:	IRVING, PATRICK SEAN	Location:	CONTRACT FACIL
Offender Number:	82431	Number:	CF 180000013
		Category:	POLICY OR SOP

Offender Grievance Information

Date Received: 12/12/2018

The problem is:

I was not advised of my right to appeal Disciplinary Sanctions at the time they were announced. The only mention of the appeal process in EPCF Inmate Handbook sates "Diseiplinary Appeals are processed as a grievance." (pg. 38, I) My attempt to appeal was unacceptable because I tired to process it as a grievance. Upon finally being informed of Disciplinary Appeal forms, all accessible staff were unable to provide one. The previous statements render my ability to appeal disciplinary impossible.

I have tried to solve this problem informally by:

Presenting the issue of an inability to follow basic procedures due to lack of and/or conflicting information, instructions, and/or forms-compliance, grievance, major

I suggest the following solution for the problem:

Inform all disciplinary recipients of the right to appeal sanctions upon them being issued and provided the proper forms to do so in a timely manner. Grant any extensions needed to allow all pending appeals the chance to be property processed.

Level 1 - Initial Response

Date Forwarded:	12/19/2018	Date Returned:	12/19/2018
Date Due Back:	12/19/2018	Level 1 Responder:	

The response from the staff member or person in charge of the area/operation being grieved:

As per IDOC policy: Disciplinary Offenders cannot submit a Grievance for issues specific to the offender disciplinary system such as behavioral interventions and/or sanctions, infraction reports, disciplinary offense reports (DORs), actions, and hearing officer, review authority, and appellate authority decisions. Appeal forms can be found with the Major. I will attach a form to this grievance.

Level 2 - Reviewing Authority Response

Date Forwarded:	01/10/2019	Grievance Disposition:	GRANTED
Date Due Back:	01/24/2019	Level 2 Responder:	MARTINEZ, ADAM
Date Returned:	01/10/2019	Response sent to offender:	01/16/2019

Your grievence has been reviewed and I find:

Staff will be informed of issuing necessary forms and the location of such forms.

Offender Appeal

Offender Comments:

This is not a grievance specific to the ODS in such a way that it addresses behavioral interventions, sanctions, reports, actions and decisions. This grievance is addressed to policy and SOP. Per IDOC policy: This is addressing a specific written guidance (or lack thereof both in question here), SOP (not followed), division directive or field memorandum. It is impossible to properly comply with any SOP without the information or forms necessary to do so. In this instance a lack of instructions and the inaccessibilty of necessary forms make it impossible to use the ODS per IDOC as were required to do. All available instructions (EPCF Inmate Handbook) are misleading and lacking at best. Even after returning this grievance with the response stating the proper form would be attached, it wasnt. It is impossible to actually file the forms necessary without the instructions or forms themselves needed to do so.

Level 3 - Appellate Authority Response

Date Appealed:	12/19/2018	Grievance Disposition:	
Date Forwarded:	01/10/2019	Level 3 Responder:	MARTINEZ, ADAM
Date Due Back:	01/10/2019	Response sent to offender:	
Date Returned:	01/10/2019		

Your appeal has been reviewed and I find:

Irving received 2-22-19 Patrick 19:35

J. Martinez 2-22-19

Revised 11-04 PI

Refused

Eagle Pass Correctional Facility
Disciplinary Hearing Record

Case Grade: MA **Case #:** MAEP00050

Detainee Name:	Irving, Patrick		**ID#:**	I000082431	
Offense Date:	11/11/2018	**Offense Time:**	1845	**Location:**	B-1
Charging Officer:	V. Escobedo		**Shift/ Card:**	10-6 am E	
Offense Description:	23.0 Creating a disturbance				

On PHD Status: ☒ Yes ☐ No **If YES, Date Placed on PHD Status:** 11/11/2018

Detainee Notification:

You are hereby notified that the above stated offense has been filed against you. You shall be afforded a full and fair hearing within seven (7) days of the date of this notice, excluding any intervening weekends and holidays, unless said hearing is prevented by exceptional circumstances, unavoidable delays, or reasonable postponements. At the time of your hearing, you will be given the opportunity to be heard. A determination of innocence or guilt shall be made by the hearing authority, and/ the hearing committee. You have the right to appeal the decision of the hearing authority/ committee through the grievance process.

Do you want to appear at the hearing? ☐ Yes

☒ No; If no, the hearing authority will automatically enter a plea of not guilty on your behalf. Detainee initial: PI

Date of Notification: 11-16-18 Time of Notification: 2004

Notifying Officer: Sgt A Villalobos Translator, if applicable: _____

I hereby state I have received notice of: the alleged offense written against me for violation of facility rules, the guarantee of a fair and impartial hearing, and my right to be heard. I understand I have the right to submit a written statement and/or make a verbal statement at the time of the hearing. If found guilty, I understand the range of penalties are as follows and in any combination (not to exceed 30 days): revocation of commissary privileges not including hygiene products, telephone privileges not including legal calls, property restriction not including legal and hygiene, or disciplinary detention in segregation.

Detainee Notification Signature: Patrick Irving Date: 11-14-18

Detainee Waiver of 24 hour notice: (DOES NOT APPLY TO COUNTY DETAINEES)

By signing below, you give up your right to 24 hour notice and authorize the hearing authority/ committee to proceed with the hearing.

Detainee Waiver Signature: Patrick Irving Date: _____

Disciplinary Hearing:

Hearing Date: 11-20-18 Time: 10:38

Detainee Plea: ☐ Guilty ☐ Guilty with an explanation ☐ Not Guilty ☒ None

Detainee Statement: Offender refused Hearing.

Detainee Initial: _____

Evidence presented for consideration and reason for determination of finding:

☐ Admission of Guilt ☒ Officer's Report ☐ Witness Testimony ☐ Supporting Documentation ☐ Photos

The hearing authority / committee findings are as follows: ☒ Guilty ☐ Not Guilty ☐ Dismissed

Hearing Authority: [signature] Rank: LT.

Committee Member's Signature (If graded major): [signature] SGT

Punishment if found guilty:

Case Grade: ☐ Minor ☒ Major

☐ Verbal Reprimand ☒ Commissary; Days 30 ☒ Telephone; Days 30

☒ Property; Days 30 ☒ Disciplinary Detention; Days 30

☐ Replacement of property Damaged $_____ Cost sheet must be attached

Diseiplinary Detention Release Date: 12/01/18

Warden's Review:

Warden or Designee Signature: [signature] Date: 11/21/18

☒ Affirm ☐ Modify: _____ ☐ Reverse

Detainee's Signature for Receipt of Final Report: _____

Revised: 11/2016

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EAGLE PASS CORRECTIONAL FACILITY
DETAINEE GRIEVANCE FORM
FORMA PARA QUEJAS DE LOS PRESOS

Detainee Name / Nombre Del Preso: Patrick Irving

Detainee ID Number / Numero Del ID Preso: 82431

Housing Unit / Unidad Vivienda: E -250

Housing Dorm / Dormitorio:

Check if an Emergency Grievance / Marque si es una queja de emergencia: ☐ yes (si) ☒ no (no)

FACILITY STAFF USE ONLY - Para Uso De La Oficina Solamente

Unit Number: 19

Code: 6

Date Received: 12-3-19

GC Signature:

WARDEN'S REVIEW (If grievance is checked as an Emergency Grievance)

Process as: ☐ Regular Grievance ☐ Emergency Grievance

Warden or Designee Approval:

Specify how and when **informal resolution** was attempted / Especifique como y cuando trato de haliar **una solution informal**:

Appeal for disciplinary actions imposed - Case # MAEP00050

11/11/2019, 18:45, D-1, V. Escobedo, 23.0 Creating a disturbance.

STATE GRIEVANCE (Include documentation, name of any witnesses supporting your claim and date of incident. / **ESPECIFIQUE LA QUEJA** (Incluir documentacion, nombre de cualquier testigo que certifique su queja y fecha del incidente.

Disciplinary Sanctions imposed are not proportionate to rule violation. See EPCF handbook pg. 37, minor 23.0; pg. 25, minor offenses D; E; Pg 38, D; I. I waived my hearing only because I was presented with a minor infraction and with the understanding only minor sanctions would be imposed. There was verbal confirmation given this was a minor infraction with minor sanctions. The handbook was referenced at this time. The final decision of how to classify an offense is to be made by major. My offense remains minor 23.0 at the time sanctions were delivered, which remains classified as a minor offense. Therefore, all sanctions for this offense, per EPCF handbook, should be limited to 15 days. Had the major agreed to reclassify this offense, a hearing and notification should have been provided. Case # MAEP00050

ACTION REQUESTED/ ACCION SOLICITADA:

Impose the sanctions limited to the classified offense I was found guilty of: 23.0 - Creating a disturbance, Minor. Also, adjust the case grade of this offense in my file to reflect the handbook's classification of the charge.

Detainee's Signature / Firma Del Preso

11/29/19
Date / Fecha

Decision and Reason / Decision y Razones:

Signature / Firma

Date / Fecha

If you are not satisfied with this Response, you may appeal to the Facility Committee through your Unit Grievance Coordinator. (See reverse side for further instructions.) Si usted no esta satisfecho con la Decision puede apetar al Facilidad Comite por medio del Coordinador de Quejas de su Unidad: (Ver el reverse donde haliara instrucciones adicionales.)

Appeal

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IDAHO DEPARTMENT OF CORRECTION
Grievance Transmittal Form

Facility: ECF Date: 12-11-18

To: Inmate Name: IRVING, PATRICK IDOC Number: 82431

Institution, Housing Unit, & Cell: E1

From: Dan ☑ Grievance Coordinator ☐ Other

The attached form is being returned without action being taken because:

☐ You did not submit the grievance within 30 days of the incident.

☐ You did not submit the appeal within 14 days of the review authority's decision.

☐ The form is not handwritten (it cannot be typed).

☐ The form is not legible.

☐ You did not include with the grievance an answered or signed *Inmate Concern Form(s)* that shows your attempts to resolve the issue informally with applicable staff.

☐ You have three (3) open/active grievances (including appeals) in the system, which is the maximum number you are allowed.

☐ You have raised more than one specific issue.

☐ The grievance does not contain a reasonable and clear description of the problem.

☐ The grievance does not describe how you tried to resolve the issue informally.

☐ The grievance does not contain specific information such as dates, places, and names.

☐ Your description of the problem is not written in or within the appropriate area on the form. (Written comments must not exceed the space designated for writing comments.)

☐ The grievance is not written in a civil, concise, or understandable language; or it is not to the point. (Grievances cannot contain vague issues/complaints, personal attacks, or harass staff members.)

☐ You did not suggest a solution.

☐ You did not sign the form.

☐ You cannot submit your appeal until the grievance decision is rendered.

☐ The issue was previously grieved under grievance number: _____

☑ The issue/complaint is not grievable as indicated in standard operating procedure 316.02.01.001, *Grievance and Informal Resolution Procedures for Inmates*, and must be addressed as follows: _____

See Attachment.

☐ You cannot grieve the length of your sentence or a decision that is under the jurisdiction of the court or Idaho Commission of Pardons and Parole.

☐ This problem is beyond the Idaho Department of Correction's (IDOC's) control.

☐ Other (must be approved by the review or appellate authority): _____

Appendix D
316.02.01.001
(Appendix last updated 6/04/18)

Disciplinary Offenders cannot submit a Grievance for issues specific to the offender disciplinary system such as behavioral interventions and/or sanctions, infraction reports, disciplinary offense reports (DORs), actions, and hearing officer, review authority, and appellate authority decisions. Offender must request a Disciplinary Appeal form from the Major in order to appeal the DOR.

5-29-19

Dear Steve Darlek,

I would like to make the following complaint: Eagle Pass Correctional Facility isn't providing inmates in administrative seperation with access to a dayroom for at least one hour each day and is not in complance with Texas Minimum Jail Standards 271.1 #12.

Included is a grievance from 3-15-19 that has exceeded the maximum time limit of 60 days with an interim response for exceeding the 15 day written reply by grievance board as outlined in 283.3 (3).

Thank you for your consideration.

Regards,
Patrick Irving 82431
IMSI
PO Box 51
Boise, ID 83707

IDAHO DEPARTMENT OF CORRECTION

Idaho Department of Correction
Grievance Form

Offender Name:	IRVING, PATRICK SEAN	Location:	CONTRACT FACIL
Offender Number:	82431	Number:	CF 190000071
		Category:	POLICY OR SOP

Offender Grievance Information

Date Received: 03/15/2019

The problem is:

Idaho inmates are only being given 2 days of day room in administrative separation. This is less than 1/3 of what TCJS mandates.

I have tried to solve this problem informally by:

Presenting this issue to IDOC liaison Tim Higgins and Warden Martinez. I have also presented this issue to EPCF compliance officer.

I suggest the following solution for the problem:

Comply with Texas minimum jail standard. Provide 7 days of day room access to inmates in administrative separation.

Level 1 - Initial Response

Date Forwarded:	03/15/2019	Date Returned:	03/15/2019
Date Due Back:	03/15/2019	Level 1 Responder:	

The response from the staff member or person in charge of the area/operation being grieved:

On September 8 2018 you received and signed the "acknowledgement of rights and procedures" making you aware of our facilities rules and regulations. Refer back to pg 29 of your handbook. Texas Jail Commission guidelines states, each inmate shall be allowed one hour of supervised physical exercise or physical recreation at least three days per week.

Level 2 - Reviewing Authority Response

Date Forwarded:	03/21/2019	Grievance Disposition:	GRANTED
Date Due Back:	04/04/2019	Level 2 Responder:	MARTINEZ, ADAM
Date Returned:	03/21/2019	Response sent to offender:	03/25/2019

Your grievence has been reviewed and I find:

I concur with staff statement.

Offender Appeal

Offender Comments:

190000071 received by offender 4-12-19. Texas Minimum Jail Standards 271.1 #12 states inmates in administrative segregation shall be provided access to a day room for at least one hour each day. This is in addition to physical recreation three days a week, not instead of it. You must comply with both.

Level 3 - Appellate Authority Response

Date Appealed:	04/15/2019	Grievance Disposition:	
Date Forwarded:	04/15/2019	Level 3 Responder:	
Date Due Back:	05/01/2019	Response sent to offender:	

Date Returned:

Your appeal has been reviewed and I find:

5-30-19

Dear Steve Darilek,

I would like to submit the following complaint: The Eagle Pass Correctional Facility's written plan, approved by the commission, for inmate grievance procedures is not the grievance policy being used at this facility. This is a violation of Texas Minimum Jail Standards 283.3.

If you'll refer to page 32-33 of the Eagle Pass Correctional Facility Inmate Handbook, you will find information and instructions for filing grievances that has been distributed to the entire inmate population. The facility commonly denies grievances using instructions provided by the inmate handbook by citing "Standard Operating Procedure 316.02.01.001". There is no mention in the handbook of this policy and no instructions available to inmates on how to access it. Previous requests to access this policy were met with instructions suggesting paying for a public records request in Idaho. Other requests have been directed to schedule time in the law library. This can take up to three weeks, exceeding the 15 day time limit to file mentioned in Grievance Procedures #1 in the handbook. There is also no system in place for emergency grievances as required by TMJS 283.3#4.

From September - December 2018, grievances were being processed according to the handbook. The change to new system should have been met with changes in the handbook describing the new system.

I have included two grievances/appeals approaching this issue. Your attention is requested.

Thank you for your consideration.

Best Regards,
Patrick Irving 82431
IMSI
PO Box 51
Boise ID 83707

(Ref. Included: Grievance 12-11-18, Appeal 12-20-18, Grievance 1-29-19, Appeal 2-2-19, Eagle Pass Correctional Facility Detainee Grievance Form, I-60 Communication Form, IDOC Grievance Transmittal Form 2-8-19, letter to Deputy Chief Blades 11/16/18.)

11/16/18

Deputy Chief Blades,

I have been experiencing issues in utilizing a functional grievance system over the course of the first 9 months here in Texas. I don' believe this is an individual experience. A recent correspondence from the ACLU advised me of the following: Idaho grievance forms not available

(Refer to letter from ACLU to Irving Excerpt "IDOC....83706") - Submit grievances to Blades in Idaho in letter format

Is this both accurate and acceptable? I have issues concerning our grieving abilities and our ability to rely on the EPCF inmate handbook as a reliable resource of information. One small example of the latter is a complete inability to produce a Spanish version or an accurate depiction of the layout in the "Table of Content" in the existing English version. I have exhausted my methods of attempting informal resolutions regarding these issues. I would appreciate a more receptive audience regarding these concerns.

I respectively request your input on how to proceed with all relative questions and concerns.

Regards,

Patrick Irving

RE:

Cc Deputy Warden Tim Higgins

12/26

Follow up to letter

Mr Irving

I am forwarding a copy of your attached letter to the IDOC Management Services, Contract Prisons Oversight Division. That is the appropriate contact for the questions you present in your letter

IDAHO DEPARTMENT OF CORRECTION
Grievance/Appeal Form

☒ **Grievance**

Inmate's Name: Irving, Patrick DOC Number: 82431

Institution, Housing Unit, & Cell: EPCF E1, Z50 Date: 12-11-18

For Administrative Use	
Facility:	Grievance Number:
Date Collected:	Grievance Category:
Date Forwarded to Inmate's Previous Facility:	
Name of Previous Facility:	
Date Forwarded to Responder:	
Level 1 Responder's Name:	Date Due: Received:
Level 2 Responder's Name:	Date Due: Received:
Final Grievance Decision:	Date Sent to Inmate:

Inmate Section

The problem is: IDOC will not provide SOP 316.02.01.001 after several months of verbal and written requests. Monte Hansen, on several occassions, has suggested I am only capable of obtaining this SOP by paying for a public records request. This is in direct conflict with Appendix C 316.02.01.001 under "know the rules" where I am to be able to obtain this SOP with a simple request from a staff member. Because of this I am hindered in using the grievance process in it's full capacity.

I have tried to solve this problem informally by:

Approaching this issue through several months of I-60s, Concern Forms, and verbal presentations.

I suggest the following solution for the problem:

Issue me a copy of SOP 316.02.01.001 without me having to incur a personal expense!

Inmate's signature: Patrick

Recieved 12-19-18 316.02.01.001
Action taken Version 3.9 not 4.0

☐ **Appeal** Date:

I am appealing the grievance for the following reason(s):

Inmate's signature:

IDAHO DEPARTMENT OF CORRECTION
Grievance/Appeal Form

☐ Grievance

Inmate's Name: Irving IDOC Number: 82431

Institution, Housing Unit, & Cell: EPCF 21 250 Date: 12-20

For Administrative Use	
Facility:	Grievance Number:
Date Collected:	Grievance Category:
Date Forwarded to Inmate's Previous Facility:	
Name of Previous Facility:	
Date Forwarded to Responder:	
Level 1 Responder's Name:	Date Due: Received:
Level 2 Responder's Name:	Date Due: Received:
Final Grievance Decision:	Date Sent to Inmate:

Inmate Section

The problem is:

I have tried to solve this problem informally by:

I suggest the following solution for the problem:

Inmate's signature:

☒ Appeal Date: 12-20-18

I am appealing the grievance for the following reason(s):

Grievance requesting SOP 316.02.~~01~~-01.001 was returned with a copy of Version 3.9, not 4.0 which was last approved 11/14/2018 by Ashley Dowell. Version 3.9 was done early 2013. My request is for all relevant information and forms needed to properly use and understand this SOP. This includes references of Appendix A, C, & E as listed on pg. 19 of Version 3.9, also needed are references 318.02.01.001 and 325.02.01.001, as listed on same page. Please provide version 4.0 of 316.02.01.001 in addition to the referenced SOP's 318.02.01.001 and 325.02.01.001 which are needed to provide a complete understanding of 316.02.01.001. If version 4.0 contains any additional IDOC SOP's please include these as well.

Inmate's signature:

Appendix B
316.02.01.001
(Appendix last updated 6/04/18)

IDAHO DEPARTMENT OF CORRECTION
Grievance/Appeal Form

☒ Grievance

Inmate's Name: Irving 82431 DOC Number: 82431

Institution, Housing Unit, & Cell: EPCF Date: 1-29-19

For Administrative Use	
Facility:	Grievance Number:
Date Collected:	Grievance Category:
Date Forwarded to Inmate's Previous Facility:	
Name of Previous Facility:	
Date Forwarded to Responder:	
Level 1 Responder's Name:	Date Due: Received:
Level 2 Responder's Name:	Date Due: Received:
Final Grievance Decision:	Date Sent to Inmate:

Inmate Section

The problem is:

The EPCF Inmate handbook says grievance & appeals are to be processed in 2 weeks. I've been waiting for 3 seperate appeals for 6 weeks

I have tried to solve this problem informally by:

Following guidelines in the inmate handbook

I suggest the following solution for the problem:

Process my grievances and their appeals within the suggested waiting period.

Inmate's signature: Patrick Irving

☐ Appeal Date:

I am appealing the grievance for the following reason(s):

Inmate's signature:

Appendix B
316.02.01.001
(Appendix last updated 6/04/18)

IDAHO DEPARTMENT OF CORRECTION
Grievance/Appeal Form

☐ Grievance

Inmate's Name: Patrick Irving DOC Number: 82431

Institution, Housing Unit, & Cell: EPCF B3 Date: 2-02-19

For Administrative Use

Facility: _____ Grievance Number: _____

Date Collected: _____ Grievance Category: _____

Date Forwarded to Inmate's Previous Facility: _____

Name of Previous Facility: _____

Date Forwarded to Responder: _____

Level 1 Responder's Name: _____ Date Due: _____ Received: _____

Level 2 Responder's Name: _____ Date Due: _____ Received: _____

Final Grievance Decision: _____ Date Sent to Inmate: _____

Inmate Section

The problem is:

I have tried to solve this problem informally by:

I suggest the following solution for the problem:

Inmate's signature:

☒ Appeal Date: 2-02-19

I am appealing the grievance for the following reason(s):

Re: Processing grievance appeals as outlined by inmate handbook. Appendix D. 316.02.01.001 is not referenced in the EPCF handbook. EPCF Inmate Handbook doesn't require Offender Concern forms to process grievances, only informal solutions. Grievance states handbook was referenced and rules were processed. Spoke to mayor and Reyes regarding the processing of appeals. Previous grievances are for reinvestigation. DOC policies in completion. You don't get to pick and choose how and when you're going to introduce us to new rules and procedures, not in either the handbook or 316.02.01.001

Inmate's signature: Patrick

Appendix B
316.02.01.001
(Appendix last updated 6/04/18)

EAGLE PASS CORRECTIONAL FACILITY
DETAINEE GRIEVANCE FORM
FORMA PARA QUEJAS DE LOS PRESOS

Detainee Name: Irving
Nombre Del Preso

Detainee ID Number: 82431
Numero Del ID Preso

Housing Unit:
Unidad Vivienda

Housing Dorm:
Dormitorio

Check if an Emergency Grievance: ☐ yes (si) ☐ no (no)
Marque si es una queja de emergencia

FACILITY STAFF USE ONLY - Para Uso De La Oficina Solamente

Unit Number:
Code:
Date Received:
GC Signature:
WARDEN'S REVIEW (If grievance is checked as an Emergency Grievance)
Process as: ☐ Regular Grievance ☐ Emergency Grievance Warden or Designee Approval:

Specify how and when **informal resolution** was attempted / Especifique como y cuando trato de haliar una solution informal:

STATE GRIEVANCE (Include documentation, name of any witnesses supporting your claim and date of incident. / ESPECIFIQUE LA QUEJA (Incluir documentacion, nombre de cualquier testigo que certifique sa aucia y fecha del incidente.

Exhibit A - This isn't 3.16.02.01.001. Yet, it is what is available. Which rules are we using?

ACTION REQUESTED/ ACCION SOLICITADA:

Detainee's Signature / Firma Del Preso

2/2/19
Date / Fecha

Decision and Reason / Decision y Razones:

Signature / Firma

/ /
Date / Fecha

you are not satisfied with this Response, you may appeal to the Facility Committee through your Unit Grievance Coordinator. (See reverse side for further instructions.)
usted no esta satisfecho con la Decision puede apelar al Facilidad Comite por medio del Coordinador de Quejas de su Unidad: (Ver el reverse donde haliara strucciones adicionales.)

Eagle Pass Correctional Facility
Detainee - Offender Request to Staff/*Forma Para Pedir De Oficiales*

Revised 07/2018

To/*Para*:

☐ Immigration Officer/*Oficial de Immigracion*

Or Facility Staff/*O la instalación del personal*:

☐ Warden/*Guardian*
☐ Classification/*Clasificacion*
☐ Library/*Biblioteca*
☐ Special Visit/*Visitas Especial*
☐ Major/*Mayor*
☐ Laundry/*Lavanderia*
☐ Kitchen/*Cocina*
☐ Telephones/*Telefono*
☐ Supply/*Almacen*
☐ Mailroom/*Cuarto de Correo*
☐ Trust Fund/*Dinero*

Grievances/Disciplinary appeals should be completed on a Step One grievance form /*Quejas y Apelacion de Disciplina debe de estar en el forma de quejas.*

Medical Request should be completed on a Medical request form/*Quejas de Medico debe de ēstar en la forma de Medico.*

Detainees can hand request to the Mail room, or drop in the boxes by the recreation area or in front of control/*Los detenidos pueden solicitar la mano a la sala de correo, o dejar en las cajas por el área de recreación o en frente del control.*

Date/*Fecha*: 2-2-19 **Housing/*Dormitorio*:**

Detainee-Offender Name/*Nombre de el Detenidos*: Irving

ID #/*Numero de ID*: 82431 **Country/*Pais***

Reason/*Rason*: This is an I-60, Not an offenders Concern form - We don't get signatures or copies w/ this form!

Exhibit B

DETAINEE/OFFENDER DO NOT WRITE BELOW THIS LINE, if you need more room you can write on the back/ ***DETENIDO/DELINCUENTE NO ESCRIBA DEBAJO DE ESTA LÍNEA, si usted necesita más espacio se puede escribir en el reverso***

Staff Response/*Contestacion*:

IDAHO DEPARTMENT OF CORRECTION
Grievance Transmittal Form

Facility: ICC Date: 2-8-19

To: Offender Name: IRBY, PATRICK IDOC Number: 82431

Institution, Housing Unit, & Cell: ICJ

From: [signature] ☒ Grievance Coordinator ☐ Other

The attached form is being returned without action being taken because:

☐ You did not submit the grievance within 30 days of the incident.

☐ You did not submit the appeal within 14 days of the review authority's decision.

☐ The form is not handwritten (it cannot be typed).

☐ The form is not legible.

☒ You did not include with the grievance an answered or signed *Offender Concern Form(s)* that shows your attempts to resolve the issue informally with applicable staff.

☐ You have three (3) open/active grievances (including appeals) in the system, which is the maximum number you are allowed.

☐ You have raised more than one specific issue.

☐ The grievance does not contain a reasonable and clear description of the problem.

☐ The grievance does not describe how you tried to resolve the issue informally.

☐ The grievance does not contain specific information such as dates, places, and names.

☐ Your description of the problem is not written in or within the appropriate area on the form. (Written comments must not exceed the space designated for writing comments.)

☐ The grievance is not written in a civil, concise, or understandable language; or it is not to the point. (Grievances cannot contain vague issues/complaints, personal attacks, or harass staff members.)

☐ You did not suggest a solution.

☐ You did not sign the form.

☐ You cannot submit your appeal until the grievance decision is rendered.

☐ The issue was previously grieved under grievance number: _____.

☐ The issue/complaint is not grievable as indicated in standard operating procedure 316.02.01.001, *Grievance and Informal Resolution Procedures for Offenders*, and must be addressed as follows: _____

☐ You cannot grieve the length of your sentence or a decision that is under the jurisdiction of the court or Idaho Commission of Pardons and Parole.

☐ This problem is beyond the Idaho Department of Correction's (IDOC's) control.

☐ Other (must be approved by the review or appellate authority): _____

Appendix D
316.02.01.001
(Appendix last updated 2/14/12)

5-31-19

Dear Steve Darilek,

I would like to make the following complaint: The rules and regulations at Eagle Pass Correctional Facility, as provided to inmates in the form of an Inmate Handbook following the Commission's approval, do not reflect the actual rules and regulations being used by this facility. This is a violation of Texas Minimum Jail Standards 283.2

Included is a grievance that has exceeded the maximum time limit of 60 days with an interim response not to exceed 15 days for written reply by the grievance board as required by TMJS 283.3 (3).

The following list contains rules and regulations in this facility's handbook that are inconsistent with the rules and regulations in effect at this facility. Because different versions of the handbook are being distributed, the pages may vary from the Commission's copy but the contents remain the same. Discrepancies are as follows:

1) Page 13, Personal Property, Radios: Inmates in RHU are not being provided radios and batteries as described.
2) Page 16, Indigent Correspondence Supplies: Indigent inmates are not receiving 5 envelopes a week for correspondence as described.
3) Page 18, #4 - Inspections for the cleanest dorms do not take place.
4) Page 20, Telephones and Tablet. Telephones and tablets are not being made available until 1:00 am on Fri., Sat., and holidays.
5) Page 22, Classification/Case Management. This entire section is not relevant to the Eagle Pass Correctional Facility.

6) Page 25, Health Services. The dentist is not available only on Saturdays. Each inmate is not called a minimum of 3 times to pill call.

7) Page 29-30, Grievance Procedures. This entire section does not apply to the grievance procedures being used at this facility.

8) Page 30. Inmate Request to Staff (I-60). This form is no longer in use at this facility.

9) Page 31-34, Disciplinary Procedures. Spanish translations of the handbook are not available. This entire section through page 38, including Classification, Categories, and Disciplinary Due Process Requirements, doesn't apply to this facility's operations.

10) Page 34, Inmate Rights and Responsibilities, #2. It is impossible to know and abide by the rules, procedures, and schedules when they are not easily accessible to the inmate population.

I am including the following materials for your reference: Grievance CF 190000072, Acknowledgment of Rights and Procedures, 11-3-18 Inmate Concern Form, 1-25-19 I-60, Disciplinary Hearing Record Case # MAEP00050, Disciplinary Offense Report 187504*1, Detainee Grievance Form 11-29-18*2, and a version of the Eagle Pass Correctional Facility Inmate Handbook as it was provided to an inmate (with only odd number pages).

Your attention is requested. Thank you for your consideration.

Best regards,
Patrick Irving 82431
IMSI
PO Box 51
Boise, ID 83707

*1 Disciplinary Offense Report 187504 is for an offense with a classification which doesn't exist in the inmate handbook. It was processed as Case # MAEP000050.

*2 This is a disciplinary appeal that was submitted according to handbook instructions only to be refused and undocumented, violating TMJS 283.1 requirements.

IDAHO DEPARTMENT OF CORRECTION

Idaho Department of Correction
Grievance Form

Offender Name:	IRVING, PATRICK SEAN	Location:	CONTRACT FACIL
Offender Number:	82431	Number:	CF 190000072
		Category:	POLICY OR SOP

Offender Grievance Information

Date Received: 03/15/2019

The problem is:

The inmate population was never provided and has never signed the prescribed rules governing inmate conduct at EPCF. The rules that were provided to us in the EPCF inmate handbook are not the rules we are instructed to abide by. Specifically, grievance and disciplinary rules. The rules we have been following were either never submitted to TCJS or never properly provided to the inmates.

I have tried to solve this problem informally by:

Repeatedly expressing concerns to EPCF compliance officer regarding the need for an inmate handbook that pertains to current policy at EPCF

I suggest the following solution for the problem:

Meet the Texas minimum jail standards 283.z in its entirety.

Level 1 - Initial Response

Date Forwarded:	03/15/2019	Date Returned:	03/15/2019
Date Due Back:	03/15/2019	Level 1 Responder:	

The response from the staff member or person in charge of the area/operation being grieved:

On September 8 2018 you received and signed as "acknowledgement of rights and procedures" making you aware of our facilities making you aware of our disciplinary procedure. Please reference back to policy, disciplinary and grievance procedures in your handbook which all have been approved by the Texas Jail Commission.

Level 2 - Reviewing Authority Response

Date Forwarded:	03/21/2019	Grievance Disposition:	GRANTED
Date Due Back:	04/04/2019	Level 2 Responder:	MARTINEZ, ADAM
Date Returned:	03/21/2019	Response sent to offender:	03/25/2019

Your grievence has been reviewed and I find:

I concur with staff statement.

Offender Appeal

Offender Comments:

Response received 4-12-19 @ IMSI. Reference pg 28 EPCF Inmate Handbook to pg 30 (Grievance Procedures). This does not reflect IDOC policy 316.02.01.001 and does not apply to the grievance procedures being used at this facility. Reference pg 31-34 (Disciplinary Procedures) in the EPCF Inmate Handbook. This does not reflect IDOC policy 315.02.01.001 and does not apply to the disciplinary procedures being used at this facility. These policies have never been provided in the facility rules and regulations. They have only been made available after multiple grievances and months of requests. They are currently only available to view by scheduling law library, which can take weeks to do. Reference Texas Minimum Jail Standards 283-2, EPCF has not complied. I am including time lines as well as previous grievances with dates returned, signed by staff, showing delayed return is normal for EPCF. Also included, a (?) DOR not processed by IDOC SOP 318 and previous communications regarding this very same issue, and its acknowledgement, dating back to November #190000072.

Level 3 - Appellate Authority Response

Date Appealed:	04/15/2019	Grievance Disposition:	
Date Forwarded:	04/15/2019	Level 3 Responder:	
Date Due Back:	05/01/2019	Response sent to offender:	

Date Returned:

Your appeal has been reviewed and I find:

11-2

IDAHO DEPARTMENT OF CORRECTION

Inmate Concern Form

Inmate Name: Irving IDOC Number: 82431

Institution, Housing Unit, & Cell: SICI B31 Date: 11-3-18

To: Compliance Officer

(Address to appropriate staff: Person most directly responsible for this issue or concern)

Issue/Concern:

Have you reviewed my notes to the inmate handbook? Also, do you review the grievances being filed at any time?

(Description of the issue must be written only on the lines provided above.)

Inmate signature: [signature]

Staff Section

[signature] Collected/Received: 11/5/18

(Signature of Staff Member Acknowledging Receipt) / Dept) (Date collected or received)

Reply:

I have although we must go by what the Texas Jail Commission approves first. I have your notes available and can mention them next quarter when we review all procedures.

Responding Staff Signature: Barcelos Dept: QA Date: 11/8/18

P ink copy to inmate (after receiving staff's signature), Original and Yellow copy to responding staff (after completing the reply, yellow copy returned to inmate)

This is an exact model and must be produced on three (3)-part NCR paper.

Eagle Pass Correctional Facility
Detainee - Offender Request to Staff/*Forma Para Pedir De Oficiales*

Revised 07/2018

To/*Para*:

☐ Immigration Officer/*Oficial de Immigracion*

Or Facility Staff/*O la instalación del personal*:

☐ Warden/*Guardian*	☐ Major/*Mayor*	☐ Supply/*Almacen*
☐ Classification/*Clasificacion*	☐ Laundry/*Lavanderia*	☐ Mailroom/*Cuarto de Correo*
☐ Library/*Biblioteca*	☐ Kitchen/*Cocina*	☐ Trust Fund/*Dinero*
☐ Special Visit/*Visitas Especial*	☐ Telephones/*Telefono*	☒ Banuelos

Grievances/Disciplinary appeals should be completed on a Step One grievance form /*Quejas y Apelacion de Disciplina debe de estar en el forma de quejas.*

Medical Request should be completed on a Medical request form/*Quejas de Medico debe de estar en la forma de Medico.*

Detainees can hand request to the Mail room, or drop in the boxes by the recreation area or in front of control/*Los detenidos pueden solicitar la mano a la sala de correo, o dejar en las cajas por el área de recreación o en frente del control.*

Date/*Fecha*: 1-25-19 **Housing/*Dormitorio*:** B1

Detainee-Offender Name/*Nombre de el Detenidos* : Irving

ID #/*Numero de ID*: 82431 **Country/*Pais*** US

Reason/*Rason* : Hey Mr. Banuelos. Thanks for getting back to me, I was under the impression you were waiting for the quarterly TJC meeting to revise the handbook, as we discussed, so that it actually reflects the daily operations of EPCF and the several mandated contract points between IDOC and The GEO Group. The book you provided me was "temporary", as per our conversation. We really are in need of accurate instructions, as inmates. Staff are, too.

DETAINEE/OFFENDER DO NOT WRITE BELOW THIS LINE, if you need more room you can write on the back/ *DETENIDO/DELINCUENTE NO ESCRIBA DEBAJO DE ESTA LÍNEA, si usted necesita más espacio se puede escribir en el reverso*

Staff Response/*Contestacion*: Good afternoon Irving. We needed to get the handbook authorized and approved by TJCS, which we already have. I would need to verify when and if the handbook needs to be reviewed quarterly or yearly. When I find out, I'll let you know.

QCP Banuelos

GEO Corrections
The GEO Group, Inc.

OFFENDER'S NAME Inina Patrick
LAST FIRST

GEO # I00008243I

ACKNOWLEDGMENT OF RIGHTS AND PROCEDURES

Upon arrival offender was informed of the rules, regulations, and procedures concerning the operation of the facility. Offender received an orientation/ Offender's Handbook.

Upon arrival offender was informed of his / her rights pertaining to his / her telephone privileges and was afforded the opportunity to contact his / her Consulate via telephone. Offender was informed that he / she may request further contact with his/ her Consulate by Submitting a request form to his / her Case Manager.

X _____ COPY 9-8-18
Offender's Signature Date

NOTIFICACION DE DERECHOS Y PROCEDIMIENTOS

A su llegada el confinado(a) fue informado(a) de las regals y procedimentos que conciernen al operative de esta instituacion. El confinado(a) recibio una orientacion y un manual del las reglas de esta instituacion.

A su llegada el confinado(a) fue informado(a) de sus derechos en referencia a llamadas telefonicas. Tambien se le otorgo la oportunidad de contactar a un funcionario consular de su pais via telefonica. El confinado(a) fue informado que durante su estancia en esta institucion puede someter una solicitud a su consejero(a) para contactar a un funcionario consular de su pais

Firma Del Confinado(a) Fecha

OFFENDER BONDING OUT WITHIN 24 HOURS

Offender plans to bond out within 24 hrs, of arrival at E.P. .C.F. therefore; offender was not informed of the rules, regulations and procedures nor did offender receive an orientation.

Offender's Signature Date

Received

Refused

Eagle Pass Correctional Facility
Disciplinary Hearing Record

Case Grade: MA **Case #:** MAEP00050

Detainee Name:	Irving, Patrick		**ID#:** I000082431		
Offense Date:	11/11/2018	**Offense Time:**	1845	**Location:**	B-1
Charging Officer:	V. Escobedo		**Shift/ Card:**	10-6 am E	
Offense Description:	23.0 Creating a disturbance				

On PHD Status: ☒ Yes ☐ No **If YES, Date Placed on PHD Status:** 11/11/2018

Detainee Notification:
You are hereby notified that the above stated offense has been filed against you. You shall be afforded a full and fair hearing within seven (7) days of the date of this notice, excluding any intervening weekends and holidays, unless said hearing is prevented by exceptional circumstances, unavoidable delays, or reasonable postponements. At the time of your hearing, you will be given the opportunity to be heard. A determination of innocence or guilt shall be made by the hearing authority, and/ the hearing committee. You have the right to appeal the decision of the hearing authority/ committee through the grievance process.

Do you want to appear at the hearing? ☐ Yes
☒ No; If no, the hearing authority will automatically enter a plea of not guilty on your behalf. Detainee initial: PI

Date of Notification: 11-16-18 Time of Notification: 2004

Notifying Officer: Sgt A Villalobos Translator, if applicable: _____

I hereby state I have received notice of: the alleged offense written against me for violation of facility rules, the guarantee of a fair and impartial hearing, and my right to be heard. I understand I have the right to submit a written statement and/or make a verbal statement at the time of the hearing. If found guilty, I understand the range of penalties are as follows and in any combination (not to exceed 30 days): revocation of commissary privileges not including hygiene products, telephone privileges not including legal calls, property restriction not including legal and hygiene, or disciplinary detention in segregation.

Detainee Notification Signature: Patrick Irving Date: 11-16-18

Detainee Waiver of 24 hour notice: (DOES NOT APPLY TO COUNTY DETAINEES)
By signing below, you give up your right to 24 hour notice and authorize the hearing authority/ committee to proceed with the hearing.

Detainee Waiver Signature: Patrick Irving Date: _____

Disciplinary Hearing:
Hearing Date: 11-20-18 Time: 10:38
Detainee Plea: ☐ Guilty ☐ Guilty with an explanation ☐ Not Guilty ☒ None
Detainee Statement: Offender refused Hearing.

Detainee Initial: _____

Evidence presented for consideration and reason for determination of finding:
☐ Admission of Guilt ☒ Officer's Report ☐ Witness Testimony ☐ Supporting Documentation ☐ Photos
The hearing authority / committee findings are as follows: ☒ Guilty ☐ Not Guilty ☐ Dismissed

Hearing Authority: Ventura Rank: LT.

Committee Member's Signature (If graded major): SGT

Punishment if found guilty:
Case Grade: ☐ Minor ☒ Major

☐ Verbal Reprimand ☒ Commissary; Days 30 ☒ Telephone; Days 30
☒ Property; Days 30 ☒ Disciplinary Detention; Days 30
☐ Replacement of property Damaged $_____ Cost sheet must be attached

Disciplinary Detention Release Date: 12/10/18

Warden's Review:
Warden or Designee Signature: _____ Date: 11/21/18

☒ Affirm ☐ Modify: _____ ☐ Reverse

Detainee's Signature for Receipt of Final Report: _____

Revised: 11/2016

IDAHO DEPARTMENT OF CORRECTION

Disciplinary Offense Report

Offender Name:	Offender Number:	DOR #:
IRVING, PATRICK SEAN	82431	187504
Offense Facility:	**Report Date:**	**Reporting Staff:**
CONTRACT FACILITIES	11/11/2018	CISNEROS, MAYRA #D257
Offense:	**Class:**	**Enhancement:**
GROUP DISRUPTION 2	CLASS A	LEVEL 2
Date/Time of Offense:	**Place of Offense:**	
11/11/2018 18:45	OTHER	

Description of Offense:

On the date and time listed above and at Bravo 1, detainee Irving, Patrick ID no. 1000082431 did refuse to obey direct orders to go into his cell, which resulted in a breach of institutional security in that such act caused the activation of the C.E.R.T. Chemical agents had to be utilized in order to restore the order back in E.P.C.F. Detainee Irving was medically evaluated and rehoused in RHU.

[Reporting Staff: V. Escobedo
Endorsing Staff: Lt. A. Tillery
Delivery Staff: Sgt. A. Villalobos
Hearing Authority: Lt. G. Verastegui
Reviewing Authority: Warden W. Barry]

Description of Evidence:

Reviewing Supervisor:	Date/Time Reviewed:
CISNEROS, MAYRA #D257	11/11/2018 22:00
Delivering Staff:	**Date/Time Delivered:**
CISNEROS, MAYRA #D257	11/16/2018 10:38
Staff Hearing Assistant:	**Assistance:**
Witness statements were received for this hearing:	Yes [ ] No [X]

Scheduled Hearing Date:	Final Hearing Date:	Disciplinary Hearing Officer:
12/06/2018	11/20/2018	CISNEROS, MAYRA #D257
Offense:	**Offender Plea:**	**Finding:**
GROUP DISRUPTION 2	DENY	CONFIRM

Sanctions:	Amount:	End Date:
DETENTION	30 day(s)	12/10/2018
PROPERTY RESTRICTION	30 day(s)	12/20/2018
TELEPHONE RESTRICTION	30 day(s)	12/20/2018
COMMISSARY RESTRICTION	30 day(s)	12/20/2018

Interventions:	End/Due Date:
NO RECORDS FOUND	

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EAGLE PASS CORRECTIONAL FACILITY
DETAINEE GRIEVANCE FORM
FORMA PARA QUEJAS DE LOS PRESOS

Detainee Name: Patrick Irving
Nombre Del Preso

Detainee ID Number: 82431
Numero Del ID Preso

Housing Unit: 2C -250
Unidad Vivienda

Housing Dorm:
Dormitorio

Check if an Emergency Grievance: ☐ yes (si) ☒ no (no)
Marque si es una queja de emergencia

FACILITY STAFF USE ONLY - Para Uso De La Oficina Solamente

Unit Number: 19
Code: 5
Date Received: 12-3-18
GC Signature:
WARDEN'S REVIEW (If grievance is checked as an Emergency Grievance)
Process as: ☐ Regular Grievance ☐ Emergency Grievance Warden or Designee Approval:

Specify how and when **informal resolution** was attempted / Especifique como y cuando trato de haliar **una solution informal**:
Appeal for disciplinary actions imposed. Case # MAEP00050

11/11/2018, 18:45, B-1, V. Escobedo, 23.0 Creating a disturbance

STATE GRIEVANCE (Include documentation, name of any witnesses supporting your claim and date of incident. /
ESPECIFIQUE LA QUEJA (Incluir documentacion, nombre de cualquier testigo que certifique sa aucia y fecha del incidente.
Disciplinary sanctions imposed are not proportionate to rule violation. See EPCF handbook pg. 37, minor 23.0; pg. 25, minor offenses D, E; pg 38, D.I. I waived my hearing only because I was presented with a minor infraction and with the understanding only minor sanctions would be imposed. There was verbal confirmation given this was a minor infraction with minor sanctions. The handbook was referenced at this time. The final decision of how to classify an offense is to be made by major. My offense remains minor 23.0 at the time sanctions were delivered, which remains classified as a minor offense. Therefore, all sanctions for this offense, per EPCF handbook; should be limited to 15 days. Had the major agreed to reclassify this offense, a hearing and notification should have been provided. Case # MAEP00050

ACTION REQUESTED/ ACCION SOLICITADA:
Impose the sanctions limited to the classified offense I was found guilty of: 23.0 - Creating a disturbance, Minor. Also, adjust the case grade of this offense in my file to reflect the handbook's classification of the charge.

Detainee's Signature / Firma Del Preso

11/29/18
Date / Fecha

Decision and Reason / Decision y Razones:

Signature / Firma

Date / Fecha

If you are not satisfied with this Response, you may appeal to the Facility Committee through your Unit Grievance Coordinator. (See reverse side for further instructions.)
Si usted no esta satisfecho con la Decision puede apelar al Facilidad Comite por medio del Coordinador de Quejas de su Unidad: (Ver el reverse donde haliara instrucciones adicionales.)

6-4-19

Dear Steve Darlek,

I would like to submit the following complaint: The Eagle Pass Correctional Facility failed to provide safeguards preventing reprisals against me while resolving grievances. This violates Texas Minimum Jail Standards 283.3 (5).

On 2-20-19, I presented complaints to the Texas Commission on Jail Standards, the Inspector General of Texas, ACLU ID, ACLU TX, and Idaho media. These complaints were met with corrective actions for food service sanitation on 3-7-19 and 3-12-19. On 3-13-19, I initiated two grievances regarding compliance issues with TMJS 271.1 (12) and 283.2. Four days later, I was reclassified for a disciplinary offense that I was never notified of, served with, or offered a hearing for. The offense and classification level it carries are both nonexistent in the Eagle Pass Correctional Facility's Inmate Handbook disciplinary section as it was provided to inmates following the Commission's approval. The offense appears to have been modified from a previous disciplinary infraction that is listed in the handbook as a minor offense.

There are approximately two-dozen other inmates, from two seperate groups, sharing the same minor offense from November. Of those, some were charged with additional infractions of a greater severity. As I was the only inmate involved with these infractions that began formally organizing and presenting group complaints I was the only inmate reclassified to a maximum security level months later. I was transferred out of Texas the same day I was reclassified for this offense that is not listed or categorized in the facility's disciplinary plan that has been approved by the Commission.

The retaliatory move was grieved only to be investigated by and then responded to from the very people being grieved for misconduct. It was then wrongly dismissed by citing IDOC Policy 316. According to IDOC Policy 316, section 3, exception 3, grieving classification issues arising from disciplinary actions is allowed. The processing of this grievance was also not compliant with TMJS 283.3, which allows for the grieving of Civil Rights violations.

The five individuals capable of initiating an out-of-state transfer using the reclassification system are IDOC Contract Monitors Monte Hansen, Tim Higgins, their Supervisor - P. Donaldson, and Wardens Barry and Martinez. The first three I have listed responded to the grievance despite one being specifically named in the inmate concern form accompanying it.

Shortly before being moved, I experienced staff interference while attempting to organize and file complaints. My request for the Inspector General's address, submitted to the Compliance Officer, was returned with incorrect information. While a follow-up to a detailed complaint sent to the address I was given was returned to me, I have yet to receive the initial complaint sent with supporting materials - a complaint in a large manilla envelope clearly marked as "Legal Mail". The same address and return address was used on both parcels.

Following my last request for access to the law library, I was back-scheduled from the day the response was delivered and then scheduled for one three-hour period a month away. A request made weeks later describing the need for more access to work on several complaints was responded to with one additional time-slot that was still weeks away. I was then transferred

one week prior to my scheduled appointment. My legal work being held on the law library's files wasn't delivered to me for over two months following my transfer. It arrived incomplete.

EPCF and IDOC failed to forward all mail - legal, personal, and institutional - or provide the senders my change of address for the same two months. This despite IDOC Policy 402 requiring all inmate correspondence to be forwarded for 60 days, including that which is delivered to contract facilities. As a result, I missed unknown correspondence opportunities from the legal interests I was pursuing and experienced delays receiving the responses I was waiting for.

The documentation I have provided verifies each of the premises I have used to support my complaint. I have experienced reprisals from filing grievances and organizing litigation within the Texas Commission on Jail Standards' jurisdiction.

I have ordered the references included in sequence with this letters' description of events. The grievance for the act of retaliation shows I have exhausted all methods of seeking administrative remedies for this complaint. Everything that follows supports the grievance itself.

Action is requested. Thank you for your consideration.

Regards,
Patrick Irving 82431
IMSI
Po Box 31
Boise, ID 83707

References:

Grievance II 1900000285

2-20-19 Legal Complaint, pg. 2

Grievance CF 19000071

Grievance CF 19000072

Reclassification Score Sheet 3-19-19

Disciplinary Offense Report # 187504

Disciplinary Hearing Record, Case # MAEP00050

Eagle Pass Correctional Facility Inmate Handbook pg. 32-33

2-20-19 Legal Complaints pgs. 3-3

IDOC Policy 316.02.01.001, pg 5 (Version 3.9)

3-19-19 Inmate Concern Form

2-8-19 Inmate Concern Form

Legal Mail Copy 5-21-19 - Inspector General

2-25-19 Inmate Concern Form

Legal Mail Copy 5-20-19

Grievance CF 19000104

5-26-19 Inmate Concern Form

TCJS Mail Copy 5-21-19

IDAHO DEPARTMENT OF CORRECTION

Idaho Department of Correction
Grievance Form

Offender Name:	IRVING, PATRICK SEAN	Location:	ISCI
Offender Number:	82431	Number:	II 190000285
		Category:	CLASSIFICATION

Offender Grievance Information

Date Received: 03/27/2019

The problem is:

I have been retaliated against for filing grievances, speaking to media, organizing class action litigation and presenting complaints to (ICSS) and the IG of Texas (2/21) Disciplinary charges have been modified months after completing sanctions for an offense (11/11) that wasn't given due process or appellate consideration. I am the only inmate, of dozens sharing this DOR, whose charge has been modified. I am the only inmate with this offense returned to Idaho with 25 points.

I have tried to solve this problem informally by:

Alerting deputy chief Blades via concern form

I suggest the following solution for the problem:

Return me, my classification, and my custody level to our previous state. Give me access to all TX inmates to continue pursuing class action litigation without further obstruction. Hold all involved in this retaliation accountable

Level 1 - Initial Response

Date Forwarded:	04/05/2019	Date Returned:	04/11/2019
Date Due Back:	04/19/2019	Level 1 Responder:	HANSEN, MONTE G

The response from the staff member or person in charge of the area/operation being grieved:

According to policy Grievance and informal resolution procedure for offenders page 5 of 19: Offenders cannot submit a Grievance for issues specific to the offender disciplinary system such as behavioral intervention and /or sanctions, infraction reports, disciplinary offense reports (DORs), actions and hearing officer , review authority, and appellate authority decisions. You may appeal the disciplinary process.

Level 2 - Reviewing Authority Response

Date Forwarded:	04/11/2019	Grievance Disposition:	DENIED
Date Due Back:	04/27/2019	Level 2 Responder:	HIGGINS, TIMOTHY
Date Returned:	04/19/2019	Response sent to offender:	04/19/2019

Your grievence has been reviewed and I find:

Mr. Hansen is correct. SOP 316.02.01.001 does not permit the grievance system to be used for issues specific to the offender disciplinary system. The disciplinary action may be appealed and if he does not agree with the decision reached, he may request and administrative review of the disciplinary action.

Offender Appeal

Offender Comments:

Appeal for 3-26-19 grievance for retaliation by staff. The grievances initial response has yet to be delivered to me. Out of concerns addressed in the grievance and due to other recent grievance responses being held past the general timeframe allowed to appeal them, I strongly feel I must submit this appeal on this day to ensure I've properly exhausted administrative remedies in the manner needed to satisfy the courts requirements in being able to consider this issue for future litigation. Not having seen the response, but knowing its there, I can positively affirm the investigation conducted into this grievance failed to consider all available information and has, therefore, been entirely insufficient. In addition, no noticeable remedies have been taken.

Level 3 - Appellate Authority Response

Date Appealed:	04/30/2019	Grievance Disposition:	DENIED
Date Forwarded:	05/02/2019	Level 3 Responder:	DONALDSON,
Date Due Back:	05/18/2019	Response sent to offender:	05/17/2019
Date Returned:	05/09/2019		

Your appeal has been reviewed and I find:

I concur with the Level 1 and 2 responders regarding the acceptable approach to the DOR process.

Patrick Irving 82431
Eagle Pass Correctional Facility
P.O. Box 849
Eagle Pass, TX 78853

FEBRUARY 20, 2019

ACLU Texas
P.O. Box 12905, Austin, TX, 78711-2905

Dear ACLU Texas,

I Patrick Irving, Idaho Department of Corrections #82431, currently residing in Eagle Pass Correctional Facility am presenting the following issues:

Issue 1

Lack of sanitary conditions

I am seeking relief under the 8th Amendment for this issue.

This issue affects the entire inmate population's safety and well-being.

Issue 2

Wide-spread violations of our Disciplinary Due Process Rights

I will present a personal experience as it relates to a group incident, as well as the experiences the rest of the group were subject to. I am requesting assistance enforcing our Disciplinary Due Process Rights at EPCF.

This Issue affected the entirety of the group of inmates processed for disciplinary action stemming from a disturbance on 11/11/18.

Issue 3

Several issues of non-compliance with Texas Minimum Jail Standards, which are codified in the Texas Administrative Code, Title 37, Public Safety and Corrections, Chapters 251-301. These are available at www.tcjs.state.tx.us.

This issue Currently affects our entire inmate population in a broad spectrum of ways. It potentially affects other inmates being housed by The Geo Group, Inc's other operating facilities in Texas, as well.

IDAHO DEPARTMENT OF CORRECTION

Idaho Department of Correction
Grievance Form

Offender Name:	IRVING, PATRICK SEAN	Location:	CONTRACT FACIL
Offender Number:	82431	Number:	CF 190000071
		Category:	POLICY OR SOP

Offender Grievance Information

Date Received: 03/15/2019

The problem is:

Idaho inmates are only being given 2 days of day room in administrative separation. This is less than 1/3 of what TCJS mandates.

I have tried to solve this problem informally by:

Presenting this issue to IDOC liaison Tim Higgins and Warden Martinez. I have also presented this issue to EPCF compliance officer.

I suggest the following solution for the problem:

Comply with Texas minimum jail standard. Provide 7 days of day room access to inmates in administrative separation.

Level 1 - Initial Response

Date Forwarded:	03/15/2019	Date Returned:	03/15/2019
Date Due Back:	03/15/2019	Level 1 Responder:	

The response from the staff member or person in charge of the area/operation being grieved:

On September 8 2018 you received and signed the "acknowledgement of rights and procedures" making you aware of our facilities rules and regulations. Refer back to pg 29 of your handbook. Texas Jail Commission guidelines states, each inmate shall be allowed one hour of supervised physical exercise or physical recreation at least three days per week.

Level 2 - Reviewing Authority Response

Date Forwarded:	03/21/2019	Grievance Disposition:	GRANTED
Date Due Back:	04/04/2019	Level 2 Responder:	MARTINEZ, ADAM
Date Returned:	03/21/2019	Response sent to offender:	03/25/2019

Your grievence has been reviewed and I find:

I concur with staff statement.

Offender Appeal

Offender Comments:

190000071 received by offender 4-12-19. Texas Minimum Jail Standards 271.1 #12 states inmates in administrative segregation shall be provided access to a day room for at least one hour each day. This is in addition to physical recreation three days a week, not instead of it. You must comply with both.

Level 3 - Appellate Authority Response

Date Appealed:	04/15/2019	Grievance Disposition:	
Date Forwarded:	04/15/2019	Level 3 Responder:	
Date Due Back:	05/01/2019	Response sent to offender:	

Date Returned:

Your appeal has been reviewed and I find:

IDAHO DEPARTMENT OF CORRECTION

Idaho Department of Correction
Grievance Form

Offender Name:	IRVING, PATRICK SEAN	Location:	CONTRACT FACIL
Offender Number:	82431	Number:	CF 190000072
		Category:	POLICY OR SOP

Offender Grievance Information

Date Received: 03/15/2019

The problem is:

The inmate population was never provided and has never signed the prescribed rules governing inmate conduct at EPCF. The rules that were provided to us in the EPCF inmate handbook are not the rules we are instructed to abide by. Specifically, grievance and disciplinary rules. The rules we have been following were either never submitted to TCJS or never properly provided to the inmates.

I have tried to solve this problem informally by:

Repeatedly expressing concerns to EPCF compliance officer regarding the need for an inmate handbook that pertains to current policy at EPCF

I suggest the following solution for the problem:

Meet the Texas minimum jail standards 283.z in its entirety.

Level 1 - Initial Response

Date Forwarded:	03/15/2019	Date Returned:	03/15/2019
Date Due Back:	03/15/2019	Level 1 Responder:	

The response from the staff member or person in charge of the area/operation being grieved:

On September 8 2018 you received and signed as "acknowledgement of rights and procedures" making you aware of our facilities making you aware of our disciplinary procedure. Please referenee back to policy, disciplinary and grievance procedures in your handbook whieh all have been approved by the Texas Jail Commission.

Level 2 - Reviewing Authority Response

Date Forwarded:	03/21/2019	Grievance Disposition:	GRANTED
Date Due Back:	04/04/2019	Level 2 Responder:	MARTINEZ, ADAM
Date Returned:	03/21/2019	Response sent to offender:	03/25/2019

Your grievence has been reviewed and I find:

I concur with staff statement.

Offender Appeal

Offender Comments:

Response received 4-12-19 @ IMSI. Reference pg 28 EPCF Inmate Handbook to pg 30 (Grievance Procedures). This does not reflect IDOC policy 316.02.01.001 and does not apply to the grievance procedures being used at this facility. Reference pg 31-34 (Disciplinary Proeedures) in the EPCF Inmate Handbook. This does not reflect IDOC policy 315.02.01.001 and does not apply to the disciplinary procedures being used at this facility. These policies have never been provided in the facility rules and regulations. They have only been made available after multiple grievances and months of requests. They are currently only available to view by scheduling law library, which can take weeks to do. Reference Texas Minimum Jail Standards 283-2, EPCF has not complied. I am including time lines as well as previous grievances with dates returned, signed by staff, showing delayed return is normal for EPCF. Also included, a (?) DOR not processed by IDOC SOP 318 and previous communications regarding this very same issue, and its acknowledgement, dating back to November #190000072.

Level 3 - Appellate Authority Response

Date Appealed:	04/15/2019	Grievance Disposition:	
Date Forwarded:	04/15/2019	Level 3 Responder:	
Date Due Back:	05/01/2019	Response sent to offender:	

Date Returned:

Your appeal has been reviewed and I find:

IDAHO DEPARTMENT OF CORRECTION

Idaho Department of Correction

Reclassification Score Sheet

Offender Name: IRVING, PATRICK SEAN Facility: EAGLE PASS

Offender Number: 82431 Previous Custody Level: MEDIUM

Section I Sentence, Criminal History, Age		Possible	Severit	Score
Category 1: Severity of Current Offense			HIGH	9
[X] High Severity		9		
[ ] Low Severity		1		
Category 2: Escape History				0
[ ] Felony conviction for escape or attempted escape from adult secure facility (scored 10 years)		10		
[ ] Felony escape or attempted escape from adult secure facility without a criminal conviction (scored 10 years)		7		
[ ] Felony escape/walkaway or attempted escape/walkaway from an adult non-secure facility (scored 5 years)		4		
[X] None		0		
Category 3: Severity of Prior Felony Convictions			LOW	0
[ ] High Severity		3		
[X] Low Severity or No Prior Convictions		0		
Category 4: Current Age				0
[ ] < 23	Date of Birth	3		
[ ] 24 - 31	12/31/1979	2		
[ ] 32 - 38		1		
[X] 39 - 50	Current Age	0		
[ ] > 51	39	-1		

Section II Institutional Behavior			
[ ] Class A DOR with Level 1 enhancement in the last 5 years.	25		23
[X] Class A DOR with Level 2 enhancement in the last 3 years.	23		
[ ] Class A DOR without an enhancement in the last 12 months.	20		
[ ] Class B DOR in the last 12 months.	7		
[ ] No Class A or B DOR in the last 12 months.	0		
[ ] No DOR (Class A, B, or C) in the last 12 months	-1		

Section III Release Proximity

Parole Eligible	Next Hearing	Tentative Parole	Full Term Release	Not Scored Due to DORs	
10/22/2029	Apr 2029		11/07/2053		0

Section IV Scoring		Score	Level
Basic Scoring	Scored Level	32	CLOSE
Mandatory Overrides			
[ ] Life Sentence and no Tentative Parole Date within 3 years.			
[X] 20 or more years until FTRD with no TPD within 5 years OR no PED, PHD, TPD, and Detainer, Pending Felony Charges, or ICE Requests.	Adjusted Level		CLOSE

Section V Discretionary Overrides

[ ] Needs to be managed at a higher custody level

[ ] Can be managed at a lower custody level

Comments:

Section VI Custody Level

Prepared By: Kormylo, Luke Cha 9350 03/19/2019 Recommended CLOSE

Reviewed By: Kormylo, Luke Cha 9350 03/19/2019

Review Comment:

Facility Head Review:

Facility Head Comment:

Managment Review:

Manager Comment:

Served By: Kormylo, Luke Cha 9350 03/19/2019 Assigned Level CLOSE

IDAHO DEPARTMENT OF CORRECTION

Disciplinary Offense Report

Offender Name:	Offender Number:	DOR #:
IRVING, PATRICK SEAN	82431	187504
Offense Facility:	**Report Date:**	**Reporting Staff:**
CONTRACT FACILITIES	11/11/2018	CISNEROS, MAYRA #D257
Offense:	**Class:**	**Enhancement:**
GROUP DISRUPTION 2	CLASS A	LEVEL 2
Date/Time of Offense:	**Place of Offense:**	
11/11/2018 18:45	OTHER	

Description of Offense:

On the date and time listed above and at Bravo 1, detainee Irving, Patrick ID no. I000082431 did refuse to obey direct orders to go into his cell, which resulted in a breach of institutional security in that such act caused the activation of the C.E.R.T. Chemical agents had to be utilized in order to restore the order back in E.P.C.F. Detainee Irving was medically evaluated and rehoused in RHU.

[Reporting Staff: V. Escobedo
Endorsing Staff: Lt. A. Tillery
Delivery Staff: Sgt. A. Villalobos
Hearing Authority: Lt. G. Verastegui
Reviewing Authority: Warden W. Barry]

Description of Evidence:

Reviewing Supervisor:	Date/Time Reviewed:
CISNEROS, MAYRA #D257	11/11/2018 22:00
Delivering Staff:	**Date/Time Delivered:**
CISNEROS, MAYRA #D257	11/16/2018 10:38
Staff Hearing Assistant:	**Assistance:**
Witness statements were received for this hearing:	Yes [ ] No [X]

Scheduled Hearing Date:	Final Hearing Date:	Disciplinary Hearing Officer:
12/06/2018	11/20/2018	CISNEROS, MAYRA #D257
Offense:	**Offender Plea:**	**Finding:**
GROUP DISRUPTION 2	DENY	CONFIRM

Sanctions:	Amount:	End Date:
DETENTION	30 day(s)	12/10/2018
PROPERTY RESTRICTION	30 day(s)	12/20/2018
TELEPHONE RESTRICTION	30 day(s)	12/20/2018
COMMISSARY RESTRICTION	30 day(s)	12/20/2018

Interventions:	End/Due Date:
NO RECORDS FOUND	

received 11-29 pl

E-1

Refused

Eagle Pass Correctional Facility
Disciplinary Hearing Record

Case Grade: MA **Case #:** MAEP00050

Detainee Name:	Irving, Patrick		**ID#:**	I000082431	
Offense Date:	11/11/2018	**Offense Time:**	1845	**Location:**	B-1
Charging Officer:	V. Escobedo		**Shift/ Card:**	10-6 am E	
Offense Description:	23.0 Creating a disturbance				

On PHD Status: ☒ Yes ☐ No **If YES, Date Placed on PHD Status:** 11/11/2018

Detainee Notification:

You are hereby notified that the above stated offense has been filed against you. You shall be afforded a full and fair hearing within seven (7) days of the date of this notice, excluding any intervening weekends and holidays, unless said hearing is prevented by exceptional circumstances, unavoidable delays, or reasonable postponements. At the time of your hearing, you will be given the opportunity to be heard. A determination of innocence or guilt shall be made by the hearing authority, and/ the hearing committee. You have the right to appeal the decision of the hearing authority/ committee through the grievance process.

Do you want to appear at the hearing? ☐ Yes

☒ No; If no, the hearing authority will automatically enter a plea of not guilty on your behalf. Detainee initial: pl

Date of Notification: 11-16-18 Time of Notification: 2004

Notifying Officer: Sgt AVillalobos Translator, if applicable: _____

I hereby state I bave received notice of: the alleged offense written against me for violation of facility rules, the guarantee of a fair and impartial hearing, and my right to be heard. I understand I have the right to submit a written statement and/or make a verbal statement at the time of the hearing. If found guilty, I understand the range of penalties are as follows and in any combination (not to exceed 30 days): revocation of commissary privileges not including hygiene products, telephone privileges not including legal calls, property restriction not including legal and hygiene, or disciplinary detention in segregation.

Detainee Notification Signature: Patrick Irving Date: 11-14-18

Detainee Waiver of 24 hour notice: (DOES NOT APPLY TO COUNTY DETAINEES)

By signing below, you give up your right to 24 hour notice and authorize the hearing authority/ committee to proceed with the hearing.

Detainee Waiver Signature: Patrick Irving Date: _____

Disciplinary Hearing:

Hearing Date: 11-20-18 Time: 1038

Detainee Plea: ☐ Guilty ☐ Guilty with an explanation ☐ Not Guilty ☒ None

Detainee Statement: Offender refused Hearing.

Detainee Initial: _____

Evidence presented for consideration and reason for determination of finding:

☐ Admission of Guilt ☒ Officer's Report ☐ Witness Testimony ☐ Supporting Documentation ☐ Photos

The hearing authority / committee findings are as follows: ☒ Guilty ☐ Not Guilty ☐ Dismissed

Hearing Authority: _____ Rank: LT.

Committee Member's Signature (If graded major): _____

Punishment if found guilty:

Case Grade: ☐ Minor ☒ Major

☐ Verbal Reprimand ☒ Commissary; Days 30 ☒ Telephone; Days 30

☒ Property; Days 30 ☒ Disciplinary Detention; Days 30

☐ Replacement of property Damaged $ _____ Cost sheet must be attached

Disciplinary Detention Release Date: 12/10/18

Warden's Review:

Warden or Designee Signature: _____ Date: 11/21/18

☒ Affirm ☐ Modify: _____ ☐ Reverse

Detainee's Signature for Receipt of Final Report: _____

Revised: 11/2016

Investigation: The Disciplinary Packet cannot be processed as a major disciplinary hearing without a proper investigation. The inmate will be given the opportunity to make a statement during the investigation process.

Loss of Privileges –may include one or all of the following:

a. Phone privileges (except for emergency and legal calls, which can be requested by submitting a Inmate Request form to the Major).
b. Visitation (except for legal and clergy)
c. Library (except law library)
d. Property (except hygiene items).
e. Television Privileges
f. Commissary Restriction - inmates will only be allowed to receive the following:

HYGIENE ITEMS	WRITING MATERIAL
Soap	3Stamped Envelopes
Deodorant	3 Sheets paper
Toothbrush	1 Pencil
Toothpaste	

PRE-HEARING DETENTION (PHD)

Criteria: The Warden or designee may place a inmate charged with, or suspected of, a disciplinary violation in PHD without notice or hearing, and only if the inmate falls into one of the following categories:

1. Current escape risk;
2. Presence in the population would create a threat to the physical safety of other inmates or staff; or
3. It is necessary to maintain the integrity of an investigation-i.e., to preserve the integrity of information either in the inmate's possession or another inmate's possession.

Time Limits

1. Initial 24-hour review completed by the major or above.
2. Investigation initiated within 24 hours unless investigation is still ongoing or extenuating circumstances exist.
3. Disciplinary Hearings shall be heard within 7 days unless an extension is authorized. Excluding Holidays and Weekends
4. 24-hour hearing notice

Disciplinary Categories:

MAJOR:

1.0 Escape
1.1 Attempted Escape
1.2 Threatening to Escape
2.1 Assaulting Inmate **with** Weapon, **Non-serious** Injury
1.2 Assaulting Inmate **with** Weapon, **Serious** Injury
1.3 Assaulting Inmate **without** Weapon, **Serious** Injury
3.0 Assaulting Inmate without Weapon, Non Serious Injury
3.1 Assaulting Officer **with** Weapon, **Non-serious** Injury
3.2 Assaulting Officer **with** Weapon, **Serious** Injury
3.3 Assaulting Officer **without** Weapon, **Non-serious** Injury
3.4 Assaulting Officer **without** Weapon, **Serious** Injury
4.0 Threatening to Inflict Harm on an Officer
5.0 Assaulting Officer with Bodily Fluid
5.1 Extortion of Money
5.2 Extortion of Property
5.3 Extortion
6.0 Possession of a Weapon
7.0 Sexual Abuse
8.0 Riot
10.1 Unauthorized Contact with a Victim
12.0 Use or Possession of Unauthorized Drugs (Marijuana)
12.1 Refusal to Submit to a Urinalysis
13.0 Use, Possession or Distilling of Alcohol
14.0 Use or Possession of Intoxicating Inhalants

15.0 Trafficking or Trading with Inmates
15.1 Establishing or Operating Unauthorized Business Enterprise within the Facility
15.2 Possession of or Use of Personal Information
16.0 Possession of Contraband
16.1 Use or Possession of Tobacco Products
17.0 Stealing
18.0 Damaging or Destroying Property
18.1 Unauthorized Use of Facility Property
18.2 Tampering with a Locking Mechanism
18.3 Failure to Maintain Possession of Facility Issued Property
19.0 Gambling
20.0 Sexual Misconduct
21.0 Fighting **without** Weapon, **Non-serious** Injury
30.1 Establishing an Inappropriate Relationship w/Staff
22.0 Threatening to harm a inmate
23.0 Creating a Disturbance
24.0 Refusing or Failing to Obey Orders
24.2 Refusing to Accept Housing Assignment
27.0 Out of Place
29.0 Making a False Statement
30.0 Soliciting Assistance to Violate Rules
37.0 Soliciting Money or Gifts
46.0 Unauthorized Contact
31.0 Mutilation
32.0 Failing/Refusing to Respond to Staff's Questions
33.0 Lying to a Staff Member
34.0 Use or Possession of Tattooing Paraphernalia
35.0 Unauthorized Storage of Property
39.0 Unauthorized Piddling
41.0 Creating Unnecessary Noise
42.0 Use of Indecent or Vulgar Language/Gestures
43.0 Exerting Authority over another Inmate
44.0 Violation of Safety Regulations
45.0 Violation of Written/Posted Rules

MINOR:

Criminal Violations - When it appears likely that the incident may be the subject of criminal prosecution, the case will be referred to the United States Marshal Service/ICE and local or State Law Enforcement for consideration of prosecution

Definitions

Attempt - a inmate commits an attempt when, with intent to commit an offense, he engages in conduct that tends to effect the commission of such offense.

Complicity - a inmate may be charged, tried and convicted of any offense based upon the conduct of another person if, with the intent that the offense be committed, he commands, induces, encourages, procures or aids the other to commit it.

Contraband - any item that a inmate is not specifically authorized to have in his possession, any item that has been altered and/or is being used for otber than its intended purpose.

Dangerous Contraband - a firearm, knife, bludgeon or other weapon, device, instrument, material or substance wbich is readily capable of causing or inducing fear of death or physical injury.

Dangerous Drugs - alcobol, amphetamines, coca leaves, opiates (including opium, morphine, heroin, demerol, dilaudid, codeine, apomorphine, etc.,) peyote, lysergic acid diethylamide (LSD), psilocybin, dimethyltryptamine (DMT), tetrahydrocannabinol (THC), and cannabis (AKA marijuana), including all parts of the plant cannabis sativa L., any volatile substance inhaled for its mood-altering effect, including, but not limited to: cleaning fluids, glue, lacquer, petroleum distillates, and/or any drug controlled by federal or state law.

Possess - to knowingly exercise physical control over an object. Knowledge shall be conclusively presumed when an object is found on a inmate or his clothing. Knowledge shall be presumed when an object is found anywhere in a inmate's cell. This presumption may be rebutted by evidence that the inmate was not responsible for the object's presence. Inmates are presumed responsible for items found in common areas in a multi-occupancy cell. The presumption of responsibility can be rebutted if proven otherwise.

Description of Issue 2 (Additional references needed: Texas Minimum Jail Standards, Idaho Department of Correction Agreement number A18-002 sections 5.2.1, 5.5, 5.6, 5.11, IDOC Policy 316.02.01.001 and 318.02.01.001)

On 11/11/18 a group disturbance took place involving approximately twenty inmates. We were placed in segregation and charged with various offenses. On 11/16/18 I was shown a notification describing my offense as 23.0, Creating a disturbance. I referenced the EPCF inmate handbook with the notifying officer to confirm this to be a minor offense with minor sanctions. I received verbal confirmation at this time that my sanctions would be limited not to exceed fifteen days for this offense. That is also what is stated by the Disciplinary Procedures and sanction options in the handbook. I asked for confirmation at this time that my sanctions wouldn't be changed at my hearing if I waived my right to attend. Confirmation given, I waived the hearing. I was not given a copy of this notice at this time and the sanctions being sought were never presented with my waiver as 283.1 (D) of Texas Minimum Jail Standards requires.

On 11/28/18 I received notification my hearing took place and I was found guilty of committing a major offense. The offense listed remained 23.0, Creating a disturbance. Warden Barry affirmed this decision. All sanctions given were for thirty days. IDOC contract mandated policy 318.02.01.001 stipulates confinement in segregation be limited to fifteen days. I was not advised of my right to appeal this decision. Warden Barry was also involved in this incident, was not an impartial party, and should have been removed from the disciplinary process.

I filed my disciplinary appeal 11/29/18 using the instructions available to me in the EPCF inmate handbook. The appeal was denied and returned 12/11/18. The reason for denial was not using proper forms as outlined in IDOC policy 316.02.01.001.

On 12/11/18 I filed a grievance for the lack of accurate instructions and forms that made it possible to file disciplinary appeals according to policy. I was denied the ability to grieve this issue on 12/19/18 because is was specific to the offender disciplinary system.

Also, on 12/11/18, I grieved the withholding of the operational procedures outlined in 316.02.01.001.

On 12/19/18 I appealed the inability to grieve a nonfunctioning, operationally mandated system.

On 12/20 my grievance for 316.02.01.001 was returned with policy version 3.9. I submitted an appeal on this date requesting version 4.0 and the supporting documents needed to understand its entirety, including 318.02.01.001 Disciplinary Procedures.

On 1/19/19 I grieved the inability to review 318.02.01.001 and asked for it to be made available for all inmates involved in disciplinary procedures. Included is a request to Major on 12/12/18 that went unanswered. On 2/4/19 I was notified this SOP will only be made available through a visit to the law library.

My requests to visit the law library are met with twelve day waiting periods, on average, this doesn't allow the ability to view it while preparing for a disciplinary hearing.

As of 2/20/19 the following appeals have gone unresponded to:

Appeal for disciplinary actions taken, made on 12/12/18. No copy has been made available to me.

Appeal for all materials relevant to 316.02.01.001.

Appeal for compliance with SOP 318.02.01.001, including necessary procedures and forms.

Issue 2

Group Concerns

The other offenders from the 11/11/18 disturbance that were offered hearings accepted them. These are their complaints:

Improper notifications given- Ample notice and copies not given

Inability to call witnesses

Inability to present evidence

Receiving major sanctions for minor offenses

Improperly trained DHO and no IHO

Hearing officer allegedly told by Major to find all involved in incident guilty

Didn't receive disclosures of evidence

Lack of staff assistance collecting evidence, witnesses, and reviewing SOPs

Written statements concluding evidence not given

Inability to appeal

Detention confinement doubled what policy 318.02.01.001 allows

Sergeant held the hearings, but the Lieutenant signed the record that he held the hearings

Warden was involved in incident and took part in hearing decisions by affirming and recommending sanctions

As of 2/19/19 no disciplinary appeals from this incident have been processed

Sanctions being sought weren't presented prior to hearing

Inmates involved in 11/11/18 incident and disciplinary

Anthony Matney

Caven King

Skyler Snell

Benjamin Jepson

Samuel Bagramyan

Michael Nappi #120249

Troy Wheeler

Nate Gamble #92140

Austin Campbell

Zechariah Ziegler

Keith Rine

Mike Woodall

Tyler Martinez

Greg Macho

Randy Williams

Patrick Irving #82431

Khamla Inthapanya #124862

Disciplinary

Offenders cannot submit a *Grievance* for issues specific to the offender disciplinary system such as behavioral interventions and/or sanctions, infraction reports, disciplinary offense reports (DORs), actions, and hearing officer, review authority, and appellate authority decisions. Further information can be found in SOP 318.02.01.001, *Disciplinary Procedures for Inmates*.

Exceptions:

Issues related to a disciplinary action that are not specific to the appeal process may be grieved. See the following examples.

Example #1 –Written or verbal warnings documented in the **Corrections Integrated System (CIS).**

Example #2 – An offender claims his placement resulted in a fight for which he received a DOR. An appeal to the DOR itself, the offender must use the DOR appeal process. The offender could file a grievance regarding placement.

Example #3 – An offender can use the grievance process to address classification issues arising because of custody affected by DOR points.

4. Grievance Categories

The following table provides a list of grievance categories and descriptions. The categories are used for administrative tracking purposes and are not for determining inclusion or exclusion criteria.

Note: Staff shall use their best judgment to categorize the grievance in accordance with the following table.

Grievance Category	Grievance Description
Access to Courts	Anything related to access to court issues.
Administration	Any administrative decision or action that is not covered in another category. For example, a sentencing calculation made by IDOC staff.
Classification	Any issue related to classification.
Commissary	Any issue related to commissary items or purchases.
Complaints Against Staff	Any complaint regarding an employee's action or behavior.
Conditions of Confinement	• Issues related to confinement such as access to dayroom, recreation, and library. • Issues related to physical plant such as temperature, lighting, and ventilation. • Issues related to supplies such as toilet paper, soap, and indigent items.
Education	Any issue related to education.
Food	Any issue related to food or food service.
Institutional Job Assignments	Any issue related to an institutional job, including pay.
Laundry	Any issue related to laundry service, bedding, State of Idaho-issued clothing, etc.

IDAHO DEPARTMENT OF CORRECTION

Inmate Concern Form

19

Inmate Name: Irving IMSI K IDOC Number: 82431

Institution, Housing Unit, & Cell: ISCI Date: 3-19-19

To: Deputy Chief Blades

(Address to appropriate staff: Person most directly responsible for this issue or concern)

Issue/Concern: I feel Tim Higgins has retaliated against me for filing grievances and seeking Class action Legal relief for due process disciplinary violations stemming from a Nov. incident. My appeals have yet to be processed for this minor infraction which I have been given 75 points for only weeks after lodging formal complaints with ICJS, TXACLU, TX Idaho and the inspector general of Texas I received lesser offense and sanction, which I completed 2 months ago, and am the only inmate from dozens involved brought back. I am also the only inmate filing litigation and airing grievances through media.

(Description of the issue must be written only on the lines provided above.)

Inmate signature: [signature]

RECEIVED
MAR 28 2019
PRISONS

Staff Section

Calvo 18434 Collected/Received: 3/19/19

(Signature of Staff Member Acknowledging Receipt) / Associate ID#) (Date collected or received)

Reply: D.W. Higgins reports to P. Donaldson with IDOC Management Services

Responding Staff Signature: [signature] Associate ID #3431 Date: 3-29-19

Pink copy to inmate (after receiving staff's signature).
Original and Yellow copy to responding staff (after completing the reply, yellow copy returned to inmate)

IDAHO DEPARTMENT OF CORRECTION

Inmate Concern Form

Inmate Name: Irving IDOC Number: 82431

Institution, Housing Unit, & Cell: SPCF B3 Date: 2-8-19

To: Compliance

(Address to appropriate staff: Person most directly responsible f or this issue or concern)

Issue/Concern:

Please provide the complete address for the Office of the Inspector General on pg 4 SPCF Inmate Handbook. The zipcode only shows 4 numbers. I need all 5. Thanks.

(Description of the issue must be written only on the lines provided above.)

Inmate signature: [signature]

Staff Section

[signature] CO. Collected/Received: 02/08/19

(Signature of Staff Member Acknowledging Receipt) / Dept) (Date collected or received)

Reply:

11501 Burnet Rd. Austin, TX 78758

Responding Staff Signature: [signature] Dept: Programs Date: 2-12-19

P ink copy to inmate (after receiving staff's signature), Original and Yellow copy to responding staff (after completing the reply, yellow copy returned to inmate)

This is an exact model and must be produced on three (3)-part NCR paper.

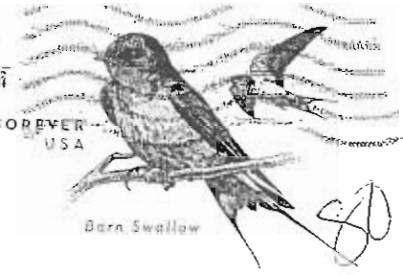
EPCF
PO Box 3449
Eagle Pass, TX 78853
received 5-21-19

IMSI-A

Legal

RETURNED TO SENDER

☐ NEED INMATE ID NUMBER
☐ NO LONGER AT



Office of the Inspector General
11501 Burnet Rd.
Austin, TX 78758

LEGAL

Legal

Legal

CONFIDENTIAL

Patrick Irving 82431
Eagle Pass Correctional Facility
P.O. Box 849
Eagle Pass, TX 78853

MARCH 12, 2019

Office of the Inspector General
11501 Burnet Rd., Austin, TX, 78758

Dear Inspector General,

I presented 3 complaints to you February 20, 2019. This letter is specific to complaint 1 (Dish soap not being provided for sanitation).

The update is as follows:

Dish soap was provided on March 7, 2019 in labeled bottles to multiple units. Most units have since used their bottles and have been awaiting refills since March 8, 2019. We have been continuously requesting the bottles be refilled by all available staff. They have been unable to assist us.

The Texas Commission on Jail Standards has notified me they will not act on the complaint I formally submitted regarding this same issue. I have since appealed to them to reconsider.

I am hopeful I can resolve this complaint without additional assistance. I will keep you updated should you indicate your interest in this matter.

There are no updates for the other two complaints I have pending.

Warm regards,

Patrick Irving 82431

IDAHO DEPARTMENT OF CORRECTION

Inmate Concern Form

Inmate Name: [illegible] IDOC Number: 92431

Institution, Housing Unit, & Cell: ECF B3 Date: 2-25-19

To: Law library

(Address to appropriate staff: Person most directly responsible f or this issue or concern)

Issue/Concern:

Please schedule me for any times available

(Description of the issue must be written only on the lines provided above.)

Inmate signature: [signature]

Staff Section

[signature] Collected/Received: 2-26-19

(Signature of Staff Member Acknowledging Receipt) / Dept) (Date collected or received)

Reply:

Scheduled for 2/26 @ 1:15-4:45, 3/27 @ 1:15-4:45. Libby

Responding Staff Signature: [signature] Dept: Library Date: 3-12-19

P ink copy to inmate (after receiving staff's signature), Original and Yellow copy to responding staff (after completing the reply, yellow copy returned to inmate)

This is an exact model and must be produced on three (3)-part NCR paper.

IDAHO DEPARTMENT OF CORRECTION

Inmate Concern Form

Inmate Name: Irving IDOC Number: 82431

Institution, Housing Unit, & Cell: ECF B3 Date: 3-11-19

To: Law Library

(Address to appropriate staff: Person most directly responsible f or this issue or concern)

Issue/Concern:

Please schedule me for any available law library times. I've put in several requests the last few weeks to try and ensure I have a slot at least once a week. I don't understand the difficulty I'm having making appointments this last month. I need the ability to maintain actions pending in 2 states and federally. I will take any available times, including cancellations.

(Description of the issue must be written only on the lines provided above.)

Inmate signature: [signature]

Staff Section

[signature] / Security Collected/Received: 3-11-19

(Signature of Staff Member Acknowledging Receipt) / Dept) (Date collected or received)

Reply:

Scheduled for 3/26 & 3/27 @ 1:15-4:45pm.
-Library Tech.

Responding Staff Signature: [signature] Dept: Law Lib Date: 3-13-19

P ink copy to inmate (after receiving staff's signature), Original and Yellow copy to responding staff (after completing the reply, yellow copy returned to inmate)

This is an exact model and must be produced on three (3)-part NCR paper.

Daniel Garcia, Library Assistant
Law Library, Eagle Pass Correctional Facility
PO Box 849, 410 S. Bibb 78853

80

Received 5-20-19

LEGAL

LEGAL

Patrick Irving #82431
Idaho Maximum Security Institution A-Block
PO Box 51 Boise, Idaho 83707

A

LEGAL

LEG

2-13-19

IDAHO DEPARTMENT OF CORRECTION

Idaho Department of Correction
Grievance Form

Offender Name:	IRVING, PATRICK SEAN	Location:	CONTRACT FACIL
Offender Number:	82431	Number:	CF 190000104
		Category:	MAIL

Offender Grievance Information

Date Received: 04/22/2019

The problem is:

EPCF isn't forwarding concern forms, grievances, legal mail, personal mail, etc. I was waiting legal response for several formal complaints originating in Texas that were sent to various entities and have received none- They typically come on a predictable schedule. Other mail and documents have been returned to sender weeks later.

I have tried to solve this problem informally by:

Concern form to contract monitor. M mail senders have called EPCF and IDOC. IDOC verified EPCF is aware they need to forward all mail.

I suggest the following solution for the problem:

Forward all my incoming parcels, legal and other, etc.

Level 1 - Initial Response

Date Forwarded:	04/22/2019	Date Returned:	05/06/2019
Date Due Back:	05/06/2019	Level 1 Responder:	HANSEN, MONTE G

The response from the staff member or person in charge of the area/operation being grieved:

I e-mailed Assistant Warden Martinez on 4/30/19 and called the mail room staff on 5/6/19. The mail room staff told me they had returned everything up to that point to the sender. They were notified they need to forward all mail for the returned inmates to the IDOC facility mail room.

Level 2 - Reviewing Authority Response

Date Forwarded:	05/06/2019	Grievance Disposition:	GRANTED
Date Due Back:	05/22/2019	Level 2 Responder:	HIGGINS, TIMOTHY
Date Returned:	05/06/2019	Response sent to offender:	05/07/2019

Your grievence has been reviewed and I find:

On 4/3/2019 I sent an email message to Warden Waymon Barry of the Eagle Pass Correctional Facility and Warden Ray Thompson of the Karnes County Correctional Center notifying them that the practice of returning mail to the sender for Idaho inmates that had been transferred away from their facility must be discontinued. I instructed that all mail for these transferred inmates received at the facilities must be forwarded to the facility where the inmate was transferred to. I received back acknowledgement of these instructions from both wardens via email and assurances they had passed on the instructions to their staff. Since that time we have followed up on this issue several times but unfortunately we find that this occasionally still takes place. We will continue to monitor the problem

5-13-19

and make every effort to ensure all mail is being forwarded appropriately.

Offender Appeal

Offender Comments:

CF 190000104 I have received no mail - institutional, personal, legal, or otherwise - from EPCF - both Wardens failed to correct issues for a minimum of 27 days following the first email request. Relying on them to respond to another e-mail request is dangerously impractical. IDOC needs to take additional measures to insure, all mail - legal or otherwise - so that we can correspond with our legal interests in Texas and meet timelines without further obstruction. Perhaps the contract monitors can bring it back from their weekly visits if they can't impress the need for GEO to enable IDOC to follow its own policy #402.02.01.001 #21- I request you start the 60 day time limit from the first successful forwarding attempt so that we inmates have the time we need to notify senders of our change of address. I can't change my magazines over until I actually receive on to view my subscription number.

Level 3 - Appellate Authority Response

Date Appealed:	05/09/2019	Grievance Disposition:	GRANTED
Date Forwarded:	05/09/2019	Level 3 Responder:	DONALDSON,
Date Due Back:	05/25/2019	Response sent to offender:	05/13/2019
Date Returned:	05/13/2019		

Your appeal has been reviewed and I find:

As indicated in the Level 1 and Level 2 responses, the Contract Prison Oversight Unit (CPOU) has been in contact with the institution's management to ensure mail is being forwarded to Idaho. On May 10, 2019, the CPOU supervisor contacted EPCC and they confirmed that they had 3 of your magazines that will be forwarded to Idaho.

Grievance Disposition: Granted

IDAHO DEPARTMENT OF CORRECTION

Inmate Concern Form

80

Inmate Name: Patrick Irving IDOC Number: 82431

Institution, Housing Unit, & Cell: ISCI Date: 5-26-19

To: Mailroom

(Address to appropriate staff Person most directly responsible for this issue or concern)

Issue/Concern: Can I please have a copy of my signature for the legal mail delivery on 5-20-19 from Eagle Pass law library. Thanks

(Description of the issue must be written only on the lines provided above.)

Inmate signature: P. Irving

Staff Section

(Signature of Staff Member Acknowledging Receipt) / Associate ID#)

Collected/Received: 5-26-19

(Date collected or received)

Reply: No we don't provide these Sorry.

Responding Staff Signature: Sgt. S. Tuttle Associate ID #: 99603 Date: 5/28/19

Pink copy to inmate (after receiving staff's signature),
Original and Yellow copy to responding staff (after completing the reply, yellow copy returned to inmate)

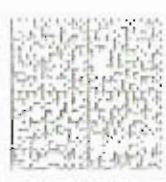
TEXAS COMMISSION ON JAIL STANDARDS
P.O. Box 12985, Austin, Texas 78711

ADDRESS SERVICES REQUESTED

RTS
5/3/19

OFFICIAL BUSINESS
STATE OF TEXAS
PENALTY FOR
PRIVATE USE

PRESORTED
FIRST CLASS



U.S. POSTAGE PITNEY BOWES
ZIP 78701 $ 000.41[2]
02 1W
0001401623 APR 25 2019

Received 5-21-19 PI

☐ NEED INMATE ID NUMBER
☑ NO LONGER AT GEO

Released

Patrick Irving #82431
C/O Eagle Pass Correctional Facility
PO Box 849
Eagle Pass, Texas 78853

78 CNJ-NAB 78853

IDAHO DEPARTMENT OF CORRECTION

Inmate Concern Form

Inmate Name: Irving IDOC Number: 82431

Institution, Housing Unit, & Cell: EPCF B3 Date: 3-18-19

To: Warden Barry

(Address to appropriate staff: Person most directly responsible f or this issue or concern)

Issue/Concern:

It has been a pleasure working for you. One day, private prisons will actually be able to confer a decent grasp of the United States Constitution. I regretfully must inform you I escalated from proximity based tactical maneuvers a couple months back. I imagine you'll notice some residuals.

(Description of the issue must be written only on the lines provided above.)

Inmate signature: [signature]

Staff Section

[signature] Collected/Received: 3/18/19

(Signature of Staff Member Acknowledging Receipt) / Dept) (Date collected or received)

Reply:

Responding Staff Signature: _____ Dept: _____ Date: _____

P ink copy to inmate (after receiving staff's signature), Original and Yellow copy to responding staff (after completing the reply, yellow copy returned to inmate)

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