



Idaho Department of Correction Grievance Form

Offender Name: IRVING, PATRICK SEAN

Location: IMSI

Offender Number: 82431

Number: IM 20000050

Category: COMMISSARY

Offender Grievance Information

Date Received: 01/30/2020

The problem is:

The limits being placed on my 6x9-envelope orders are restricting my ability to petition for legal assistance and communicate with press and legislature. Read this! Property policy only places limits on stamped envelopes. 6x9 envelopes are not stamped. 6x9 envelopes, manilla envelopes, and envelopes received are considered personal papers and not allowed to be kept in increments of up to 3ft3

I have tried to solve this problem informally by:

Concern forms to keefe, Chad Page, Warden Yordy, fixes so far have only worked temporarily.

I suggest the following solution for the problem:

Stop placing limits on my communication with press. Stop placing limits on my communication with Government. Stop placing limits on my request for legal assistance. Stop limiting my 6x9 envelope purchases.

Level 1 - Initial Response

Date Forwarded: 01/30/2020

Date Returned:

02/14/2020

Date Due Back: 02/13/2020

Level 1 Responder:

HERRERA, SONIA

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

That is correct. Policy 320, under Inmate property Limits, only limits 20 stamped envelopes per week. Keefe only limits the 20 stamped envelopes per policy, not any other envelope.

Keep in mind that if it seems like there are limits when there shouldn't be, a possibility may be due to human error.

Ensuring that offender Irving receives an unlimited amount of envelopes permitted is beyond my control.

Level 2 - Reviewing Authority Response

Date Forwarded:	02/14/2020	Grievance Disposition:	GRANTED
Date Due Back:	03/01/2020	Level 2 Responder:	HARTGROVE, GARY
Date Returned:	03/03/2020	Response sent to offender:	03/03/2020

Your grievance has been reviewed and I find:

Inmate Irving 82431 your grievance IM 200000050 is granted.

I have investigated your grievance and have found the following. Your request is not outside of policy. SOP 320 does not restrict the number of envelopes you may order that are unstamped. Therefore, I have granted your grievance to the extent of my authority.

I do not have direction over Keefe as the supplier of commissary to the inmate population. Further I have no knowledge of the company's inventory nor how much of a product they are willing to supply to an individual. This type of issue would need to be answered by Keefe or the monitor of the Keefe contract.

Offender Appeal

Offender Comments:

Please refer to grievance IM 190000181 - Sgt. Trobok obstructing my mail flow: Barlow-Hust implies Keefe will be instructed to impose limits. They were first imposed around this time. They have also been lifted and reinstated several times since, depending on the previous weeks mail flow. Receipts 1315413, 1321764, 1321924, 1327205, and 1327297 indicate this an ongoing discriminatory practice. Because I was denied the ability to file a separate grievance stating this an act of retaliation - after uncovering new information - I ask this appeal be forwarded to SIU, in accordance with 150.01.01.006, to be investigated as staff retaliation. This based off the fact that metering mail takes more work.

Level 3 - Appellate Authority Response

Date Appealed:	03/05/2020	Grievance Disposition:	DENIED
Date Forwarded:	03/05/2020	Level 3 Responder:	YORDY, HOWARD
Date Due Back:	03/21/2020	Response sent to offender:	03/20/2020
Date Returned:	03/20/2020		

Your appeal has been reviewed and I find:

This has become two grievances. Your first solution is for Keefe and the facility to stop putting restrictions on the number of 6 x 9 envelopes you can purchase. We have reached out to Keefe and asked them not to limit those. On your appeal, you add new information, additional grievances and allege retaliation, wanting this issue referred to SIU. We have provided an appropriate answer on your original grievance and not going to refer this for investigation.

Warden Yordy