#### STATE OF WEST VIRGINIA

# DEPARTMENT OF HOMELAND SECURITY DIVISION OF CORRECTIONS & REHABILITATION



# BETSY C. JIVIDEN COMMISSIONER

#### JEFF S. SANDY, CFE, CAMS CABINET SECRETARY

Office of the Commissioner 1409 Greenbrier Street Charleston, WV 25311 304-558-2036 – Telephone 304-558-5367 - Fax

July 6, 2022

Via email only: kylevass@gmail.com

William Kyle Vass Investigative Reporter Dragline/ACLU Post Office Box 1053 Wayne, West Virginia 25570

RE: FOIA Request to WVDCR re: inmate/employee complaints Southern Regional Jail

Dear Mr. Vass:

Please be advised that the West Virginia Division of Corrections and Rehabilitation received your Freedom of Information Act request dated June 14, 2022. An extension notice was filed on June 23, 2022. Pursuant to West Virginia Code § 29B-1-3(1) you have the general right to inspect public records within the custody of a state agency, subject to certain limitations.

#### You requested:

"1) All complaints written by people who died between Jan 1, 2020, and the date this request is fulfilled while in custody at any West Virginia regional jail facility (including complaints submitted to your office or complaints submitted to anyone working as a regional jail corrections officer, manager or administrator).

RESPONSE: The public records which have been identified as responsive to your requests have been attached hereto.

2) All incident reports (or any such reports that correctional staff are obligated to write when they encounter a medical emergency, suspected criminal activity, etc) written by any WV DCR employee about people who died between Jan 1, 2020, and the date this request is fulfilled while in custody in any West Virginia regional jail facility."

RESPONSE: Any records which would be responsive to your request, should the same exist, would be exempt from disclosure pursuant to the provisions of § W.Va. Code §29B-1-4(a)(2) and (5).

To the extent you consider any part of this response a denial, the responsibility of the West Virginia Division of Corrections and Rehabilitation to respond to your initial request is at an end. If you feel the information contained in this response is contrary to law you may institute an action for declaratory and/or injunctive relief in the Circuit Court of the county in which you assert the records are kept, subject to all jurisdictional procedural prerequisites, which are specifically not waived.

Sincerely, Salle Dang J -

Sallie Daugherty

Paralegal

WVDCR Immate Grievance Form

Grievance No.

OID#

WVDCR Policy Birective 334.66
15 February 2820
Attachment #2.
GENERAL DISTRIBUTION 3-7-20 Date of Grievance

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WVDCR Inmate Grievance Form

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WVDCR Policy Directive 335.00
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Attackment #7
GENERAL DISTRIBUTION

### WVDCR Inmate Grievance Form

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WVDCR Policy Directive 335.00
15 February 2020
Attachment #2
GENERAL DISTRIBUTION

WVDCR Inmate Grievance Form

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WVDCR Policy Directive 335.60
15 February 2029
Attachment #2

GENERAL DISTRIBUTION

WVDCR lamate Grievance Form

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WVDCR Policy Directive 335.00
18 February 2820
Attachment #2
GENERAL DISTRIBUTION

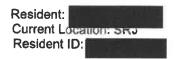
#### WVDCR Inmate Grievance Form

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Between 1/1/2021 and 6/30/2021 for Southern Regional Jail, WV



#### Grievance

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Action	Comment		Updated By
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8/21/2020	Submitted by PM	on 8/21/2020 11:06:00	
8/21/2020	the mental health docto 2020 and have yet to re	ligrams of lexapro at night by r Melanie Weaver on 8-10- ceive a single dose over 10 o get my perscibed meds	
8/21/2020	Assigned to Grievance 11:06:00 PM	by on 8/21/2020	
8/22/2020	Assigned to Medical by 6:24:20 PM	Mike Francis on 8/22/2020	Mike Francis
1/21/2021	Rejected by Prime Care	on 1/21/2021 1:28:16 PM	Prime Care
1/21/2021	Please fill out a NSC if t Cleared	his is still an issue. Queue	Prime Care
1/21/2021	Assigned to None by Pr 1:28:16 PM	ime Care on 1/21/2021	Prime Care

Total Number Of Issues for Workflow:

1

Between 1/1/2020 and 12/31/2020 for Southern Regional Jail, WV



Created	Issue ID Resident	Current Status
Action	Comment	Updated By
2/27/2020		Closed
2/27/2020	Assigned to Grievance by 6:52:44 PM	on 2/27/2020
2/27/2020	the money i came in with is r and verified during intake bu to my books	
2/27/2020	Submitted by one of the submitted by	n 2/27/2020 6:52:44 PM
2/27/2020	Assigned to Fiscal Managem 2/27/2020 6:59:23 PM	nent by Mike Francis on Mike Francis
3/3/2020	Assigned to None by Rebect 3/3/2020 2:25:07 PM	ca McKenzie on Rebecca McKenzie
3/3/2020	your money has been added	Rebecca McKenzie
3/3/2020	Accepted by Rebecca McKe 2:25:07 PM	nzie on 3/3/2020 Rebecca McKenzie
3/3/2020	Closed by on 3	/3/2020 2:25:55 PM

Created Action	Issue ID Resident Comment	Current Status Updated By
2/28/2020		Closed
2/28/2020	Assigned to Grievance by	on 2/28/2020
2/28/2020	i came in with 112. 37 i know for fees and such, but all 11; me. that is not right to do so cannot call my family or any if you took 75 % as long as please adjust my funds to the according to der policy, and der policy where you are all inmates funds if there is one	2. 37 was taken from omeone that way. now i thing. i don't even care i have some phone time. He correct amount send me a copy of the lowed to take 100% of an
2/28/2020	Submitted by	on 2/28/2020 12:50:39
2/28/2020	Assigned to Fiscal Manager 2/28/2020 2:58:33 PM	ment by Mike Francis on Mike Franc
3/3/2020	Assigned to None by Rebed 3/3/2020 2:25:56 PM	cca McKenzie on Rebecca McKenzie
3/3/2020	it has been added and we to and 50% after that.	ake 100% upon intake Rebecca McKenzie
3/3/2020	Accepted by Rebecca McK 2:25:56 PM	enzie on 3/3/2020 Rebecca McKenzie
3/3/2020	Closed by	3/3/2020 2:26:11 PM

Created	Issue ID Resident	Current St	atus
Action	Comment		Updated By
2/28/2020		Closed	
2/28/2020	Assigned to Grievance by 1:05:28 PM	on 2/28/2020	2. 15 E 15 E
2/28/2020	I have read the inmate handle under trustee section clearly be paid 100% and the rest at suufficient funds which there fees, again i have no proble off and receiving half of the rees and the remaining half of adjust accordingly	states that medical will t 50% unless there are was not to cover said m paying the medical est towards booking	
2/28/2020	Submitted by on	n 2/28/2020 1:05:28 PM	
2/28/2020	Assigned to Fiscal Managem 2/28/2020 2:58:46 PM	ent by Mike Francis on	Mike Francis
3/3/2020	Assigned to None by Rebecc 3/3/2020 2:26:20 PM	ca McKenzie on	Rebecca McKenzie
3/3/2020	see previous response		Rebecca McKenzie
3/3/2020	Accepted by Rebecca McKer 2:26:20 PM	nzie on 3/3/2020	Rebecca McKenzie
3/3/2020	Closed by on 3/	3/2020 5:56:12 PM	

#### Grievance

Created	Issue ID Resident	Current St	Current Status Updated By	
Action	Comment			
3/3/2020		Closed		
3/3/2020	Assigned to Grievance by 6:06:00 PM	on 3/3/2020	18 - 8.0	
3/3/2020	i have signed and sent 3 proposition officers and co bastion brough grandmother was here to pick it want all of it released or give she sat here 2 hours waiting the front window lied to her strefused to sign the property it now signed and sent 2 more property to get my property as she is 80 not be lied to and run around dont give a shit about doing to	tht one back saying my k up my property which en to her and the person running aying i had not and release form. I have releaseing all my please her that she can come year's old and should because the co's here there jobs.		
3/3/2020	Submitted by	n 3/3/2020 6:06:00 PM		
3/3/2020	Assigned to Booking by Mike 7:01:08 PM	Francis on 3/3/2020	Mike Francis	
6/11/2020	Assigned to None by Jonath 2:07:56 PM	an Padilla on 6/11/2020	Jonathan Padilla	
6/11/2020	Clearing queue	Clearing queue		
6/11/2020	Accepted by Jonathan Padill PM	Accepted by Jonathan Padilla on 6/11/2020 2:07:56 Jo		
6/11/2020	Closed by Jonathan Padilla PM	on 6/11/2020 2:07:58	Jonathan Padilla	
3/5/2020	THE PROPERTY.	Submitted	1	
3/5/2020	Submitted by	n 3/5/2020 12:30:19 PM	E-1017***	
3/5/2020	I want a paper copy of my re want them forward to charel forward i do not accept the a appeal on them	ston and proof of the	. 2 43	
3/5/2020	Assigned to Grievance by 12:30:19 PM	n 3/5/2020		
3/5/2020	Assigned to Counselor by A 3/5/2020 5:02:20 PM	ngelina Athey on	Angelina Athey	
3/6/2020	Assigned to James Barnett 3/6/2020 10:09:51 AM	by Jayme Martin on	Jayme Martin	

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Created	Issue ID Resident	Current Status	
Action	Comment	Updated By	
3/5/2020		Submitted	
3/5/2020	Submitted by	n 3/5/2020 12:38:16 PM	
3/5/2020	on wensday march 4th arou trays the officers attacked m cell and sprayed him with peremoved i had to clean up the mat that is on the floor and casked the co on the box to pecall that had just been filled wasnt suffering he too fucking asked for a gold badge and we was left in the room with it is all on camera cell this and i want a copy sent toof this.	by cellmate while in the epper spray, after he was be pepper spray on my off the floor my self, i elease let us out of the with pepper spray so we log bad not my problem i was told the same thing, pepper spray for hours i want a paper copy of	
3/5/2020	Assigned to Grievance by 12:38:16 PM	on 3/5/2020	
3/5/2020	Assigned to Counselor by Ar 3/5/2020 5:03:23 PM	ngelina Athey on Angelina Athey	
3/6/2020	Assigned to Larry Warden by Jayme Martin on Jayme Martin 3/6/2020 10:10:14 AM		

Created	Issue ID Resident	Current Status		
Action	Comment	Updated By		
3/6/2020		Closed		
3/6/2020	Assigned to Grievance by 4:00:14 PM	on 3/6/2020		
3/6/2020	on friday march 6th we was de hygene and communication ite purchase through keefee i war where you have the right to de hygene and communication ite to mass punish a detox pod. I this greivence and I want it for will also be having a call place regarding this situation and the was locked in a cell for severa spray all over it with no way to our cell that occurred on march to policy yoy must answe any hours with option to appeal an followed I will be greiving this a to charelston.	ms we are required to it a copy of policy my our purchased ms because you want want paper copies of warded to charelston, i d to charelston incident where we hours with pepper clean ourselves or 14th, And according grievence within 72 d this is not being as well and sending it		
3/6/2020	Submitted by	3/6/2020 4:00:14 PM		
3/6/2020	Assigned to None by Mike Fra 5:19:02 PM	ncis on 3/6/2020 Mike Francis		
3/6/2020	The Facility does NOT have to AT ALL. If that is what you wa The next time I come into of windows covered that I did not ONLY lose commissary for take out the TV and SHUT do THREATENING a Superinten AD SEG	nt LET ME KNOW. and see the amount Wednesday, You will r the week, but I will wn ALL PHONES Also		
3/6/2020	Accepted by Mike Francis on	3/6/2020 5:19:02 PM Mike Francis		
3/7/2020	Closed by Section 3/7/2020 6:44:37 AM			

Created	Issue ID Resident	Current Status		
Action	Comment		Updated By	
3/7/2020		Closed		
3/7/2020	Assigned to Grievance by 6:53:33 AM	on 3/7/2020	(Separation)	
3/7/2020 3/7/2020	so you are threatning me wand your officers dont wand evey right to the greivence retaliation as you have just inflict upon me. please keet the official dcr process as threatened you in any way and will be using the official you in turn threatened me of all responses and greive officially want to appeal you greivance on march 6th control of the cont	It to do there job? i have process without fear of a stated you will illegally be threatning me for using indicated by policy. I never i simply stated that i can all process set by dcr and with ad seg. I want a copy ences and as per policy i ur response to my incerning your denial of invelope and you		
3/7/2020	Assigned to None by Mike Francis on 3/7/2020		Mike Francis	
	1:10:27 PM			
3/7/2020	I have told you once and for Directives cannot be grieved clearly that if you needed wyou can get them through a do NOT want to follow Factor be placed into AD SECT the Facility because you derules of society. You will for Facility or you will face con	ed. I explained to you very vriting materials or stamps a counselor. Because you ility rules of order Yes you G. Unfortunately you are in o not want to follow the flow the rules of the	Mike Francis	
3/7/2020	Accepted by Mike Francis	on 3/7/2020 1:10:27 PM	Mike Francis	
3/7/2020	Closed by on	3/7/2020 2:49:25 PM		

#### Grievance

Created Action	Issue ID Resident Comment	Current Sta	itus Updated By
7/12/2020		Closed	
7/12/2020	Assigned to Grievance by 11:21:27 AM	on 7/12/2020	
7/12/2020	i have been asking for a id and have not recieved one commissarry or indegent a	and i cannot get s a result.	
7/12/2020	Submitted by AM	on 7/12/2020 11:21:27	
7/12/2020	Assigned to Booking by Mi 8:12:10 PM	ke Francis on 7/12/2020	Mike Francis
7/14/2020	Assigned to None by Jona 3:07:36 PM	than Padilla on 7/14/2020	Jonathan Padilla
7/14/2020	Your request has been rec	eived.	Jonathan Padilla
7/14/2020	Accepted by Jonathan Pac		Jonathan Padilla
7/14/2020	Closed by Jonathan Padill	a on 7/14/2020 3:07:39	Jonathan Padilla
8/21/2020		Rejected	
8/21/2020	Submitted by PM	8/21/2020 11:06:00	
8/21/2020	I was perscribed 10 milligr the mental health doctor No 2020 and have yet to rece days later. I would like to g asap please.	Netanie Weaver on 8-10- ive a single dose over 10	
8/21/2020	Assigned to Grievance by 11:06:00 PM	on 8/21/2020	
8/22/2020	Assigned to Medical by M 6:24:20 PM	ike Francis on 8/22/2020	Mike Francis
1/21/2021	Rejected by Prime Care of	n 1/21/2021 1:28:16 PM	Prime Care
1/21/2021	Please fill out a NSC if thi Cleared	s is still an issue. Queue	Prime Care
1/21/2021	Assigned to None by Prim	ne Care on 1/21/2021	Prime Care

Total Number Of Issues for Workflow:

Between 1/1/2020 and 12/31/2020 for Southern Regional Jail, WV



#### Grievance

Created	Issue ID Resident	Current Status
Action	Comment	Updated By
1/2/2020		Accepted
1/2/2020	Submitted by PM	on 1/2/2020 10:36:57
1/2/2020	was never given a id card a committee tomorrow	and need it to get
1/2/2020	Assigned to Grievance by 10:36:57 PM	on 1/2/2020
1/3/2020	Assigned to Jerald Hawkins 1/3/2020 6:15:09 AM	by Mike Francis on Mike Francis
7/17/2020	Accepted by Jerald Hawkin AM	s on 7/17/2020 2:12:47 Jerald Hawk
7/17/2020	Assigned to None by Jerak 2:12:47 AM	Hawkins on 7/17/2020 Jerald Hawk
1/3/2020		Closed
1/3/2020	Assigned to Grievance by 5:45:51 AM	n 1/3/2020
1/3/2020	need my id to get my comm officer or bookin to help	nittee today can not get
1/3/2020	Submitted by	on 1/3/2020 5:45:51 AM
1/3/2020	Assigned to Booking by Mil 6:14:40 AM	ke Francis on 1/3/2020 Mike Francis
1/3/2020	Assigned to None by Justin 11:30:16 AM	Davis on 1/3/2020 Justin Davis
1/3/2020	Where is the id you were is booked into the facility?	sued when you were Justin Davis
1/3/2020	Accepted by Justin Davis o	n 1/3/2020 11:30:16 AM Justin Davis
1/3/2020	Closed by Justin Davis on	1/3/2020 11:30:17 AM Justin Davis

Total Number Of Issues for Workflow:

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	and and and ordered at indicated about and an resource has been form
I no response at initial level is included the immed cardifor that hetels t that level within the disse frames set forth in Pulley Directive 236.46.	has tendered this griovenes as indicated above and no response bue been issue
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empted Rejected Reners for rejections	Daties
Impance on Mariis if accepted:Birmand to Unit for further sedies.	Affirm unit and/or dony priovanceGrant the Gricovance as aposition
	(Attach additional phot if necessity)
	(Attach additional sheet if mercare.ry)
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Of an initial and give copy to Director of	January Statement Without to Continuent Transfer
	that heishe has sendered title grieve see as hedianted above and me response he stre 335.00.
Two response at Super-intendent's level is instanted, use non-new core on leaved at that level within the time frames not forth in Pulicy Direction in the core of	Stre 335.80.
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