

* PRISON INJUSTICE *

RULES VIOLATION REPORT - PART C

CDC NUMBER	INMATE'S NAME	LOG NUMBER	INSTITUTION	TODAY'S DATE
E-81393	COLLINS	4A4-12-10-33	CSP-COR	11/14/2012
<input type="checkbox"/> SUPPLEMENTAL	<input checked="" type="checkbox"/> CONTINUATION OF: <input type="checkbox"/> 115 CIRCUMSTANCES <input checked="" type="checkbox"/> HEARING <input type="checkbox"/> IE REPORT			<input type="checkbox"/> OTHER

PLEA: A plea of **NOT GUILTY** was entered on the Subject's behalf by this Senior Hearing Officer.

FINDINGS: Inmate COLLINS is found **GUILTY** of violating CCR 3005(c). Specifically, WILLFULLY DELAYING A PEACE OFFICER IN THE PERFORMANCE OF THEIR DUTIES BY REFUSING TO ACCEPT ASSIGNED HOUSING.

This finding is based on the following:

1) The Reporting Employee's written account of the alleged misconduct as documented in the circumstances portion of the CDC-115 which states in part: "...On this date, inmate COLLINS was given the opportunity to cell with inmate [REDACTED]. However, inmate COLLINS refused by stating, "I'm in here for beating my old lady. I don't want a cellie who's gonna stick me while I'm sleeping..."

2) California Code of Regulations, Title 15, Section 3005(c), which states in part: "Inmates shall not refuse to accept a housing assignment such as but limit to, an integrated housing assignment or a double cell assignment, when case factors do not preclude such."

The aforementioned items constitute a preponderance of evidence and thereby supports a finding of **GUILTY**.

DISPOSITION: Assessed 90 days Forfeiture of Credit consistent with a Division "D" offense. Subject was Counseled and Reprimanded.

LOSS OF PRIVILEGES: As a result of Subject's first offense for violation of Refusing to Accept Assigned Housing pursuant to CCR 3005(c) and CCR 3269.1, Subject is being assessed the loss of TV/RADIO, CANTEEN, SPECIAL PURCHASE AND ANNUAL PACKAGES, PERSONAL PROPERTY for 90 days effective 11/14/2012 through 02/12/2013 pursuant to CCR 3315(f)(5)(M). Subject was sentenced to 10 days Loss of Yard starting 11/14/2012 ending 11/24/2012.

COMMITTEE REFERRAL: Subject was ^{not} referred to ICC for Program and/or Housing Review.

APPEAL RIGHTS AND CREDIT RESTORATION: The inmate refused to attend and will receive a completed copy of this report upon final audit by the Chief Disciplinary Officer. This is the inmates advisement of his right to appeal per CCR 3084.1 and procedures for credit restoration per CCR 3323.

I'm not going to Cell up with a gang member especially since I'm in prison for Beating up a woman 23 Years ago such crimes are never for gotten and those that Beat up or Kill guys like me are given Praise by Staff and other inmates. I'm Being Punished (Loss of Privileges) Because I don't want to die. So here I'll Remain in solitary confinement.

SIGNATURE OF WRITER	DATE SIGNED
Correctional Lieutenant	11/15/12
GIVEN BY: (Staff's Signature)	DATE SIGNED
	11-29-12
	TIME SIGNED
	0700

COPY OF CDC-115-C GIVEN TO INMATE