

OTIS  
SPRAYS

Petitioner is an African 65 year old in ill health, possibly suffering with thyroid cancer - The Hopes of the Respondent is THAT Petitioner will die in slavery - Before those lying white racist-criminals are exposed in a hearing - For what they are DOMESTIC WAR CRIMINAL, enemies of humanity.

Petitioner Hates this Godless state, petitioner is a hero, a black martyr - If whites are too evil, too vile to give petitioner justice, then give petitioner death, execute petitioner and put him out of his misery. This cancer has been going on for 11 years. The enemies of the blackman are too many, too strong, too entrenched. Petitioner is entitled to a hero death - 3 Federal judges agree that California is a piece of crap. Petitioner is old, tired and this Godless "GOD DAMN" <sup>STATE</sup> is beyond redemption. The Jews kill Jesus and petitioner is far greater and he has suffer far more than the white man's God. So kill the petitioner a great black man, a black martyr and end his Godlike struggles.

VERIFICATION

I, OTIS LEE RODGERS, swear under the penalties of perjury, under the laws of the STATE OF CALIFORNIA, that all statements in this writ of material fact are true and correct.

8-2-12

(Pg 3)

OTIS LEE RODGERS  
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STATE OF CALIFORNIA

DEPARTMENT OF CORRECTIONS AND REHABILITATION

**X**RULES VIOLATION REPORT

CDCR NUMBER: <b>V-02538</b>	INMATE'S NAME: <b>RODGERS</b>	RELEASE/BOARD DATE: <b>04/18/15</b>	INST.: <b>CSATF</b>	HOUSING NO.: <b>B3-09-006L</b>	LOG NO.: <b>B-14-02-003</b>
VIOLATED RULE NO (S): <b>3041(a)</b>	SPECIFIC ACTS: <b>REFUSAL TO REPORT</b>	LOCATION: <b>EDUCATION</b>	DATE: <b>02/06/14</b>	TIME: <b>1230 HOURS</b>	

CIRCUMSTANCES:

On Thursday, February 06, 2014, at approximately 1230 hours, while performing my duties as ABE III INSTRUCTOR, the following occurred: Inmate **RODGERS V-02538**, position number A03%B.329 failed to report to B Education Room 109A, where he is assigned. Per the absent list, the Facility "B" Work Change Officer wrote "REFUSED". Inmate RODGERS was assigned to A03%B.329 on 07/01/13. Since that time, Inmate RODGERS has refused to sign/acknowledge his job description on file regarding course outlines and duties. His job description on file outlines his duties to "...report to work on time..." Inmate RODGERS fails to acknowledge/accept his assigned duties and responsibility to report to class. Inmate RODGERS refuses to acknowledge/accept that such behavior is unacceptable and his actions are a violation of Title 15 Sec 3041 (a) "Inmates must not pretend illness, or otherwise evade attendance or avoid performance in assigned work, education and programs..." A CDCR 128-A was written on 09/27/13 for the same violation, stating that repetition of this behavior may result in progressive disciplinary action. This writer is therefore requesting that Inmate RODGERS be returned to classification, removed from his current job assignment and place on C/C status. Inmate RODGERS will earn an "A" day for Thursday, February 06, 2014 Inmate RODGERS is aware of this report and its specific charges.

Displayed Bizarre, Unusual, and/or Uncharacteristic behavior:  Yes  No / MHSDS Level:  Clear  CCCMS  EOP / TABE  
 Score:  ABOVE 4.0  BELOW 4.0  NOR.

REPORTING EMPLOYEE (Type Name and Signature): <b>G. PIPPIG</b> <i>[Signature]</i>	DATE: <b>2/11/14</b>	ASSIGNMENT: <b>ABE III INSTRUCTOR</b>	RDO'S:
REVIEWING SUPERVISOR'S SIGNATURE: <b>D. JOHNSON, 2<sup>nd</sup> Watch Facility Sergeant</b> <i>[Signature]</i>	DATE: <b>2/17/14</b>	<input type="checkbox"/> INMATE SEGREGATED PENDING HEARING:	
CLASSIFIED: <input type="checkbox"/> ADMINISTRATIVE <input checked="" type="checkbox"/> SERIOUS	OFFENSE DIVISION: <b>F</b>	DATE: <b>2-11-14</b>	CLASSIFIED BY (Type Name and Signature): <b>M. HACKER, Facility Captain</b> <i>[Signature]</i>
HEARING REFERRED TO:		LOC.: <b>N/A</b>	
<input type="checkbox"/> HO		<input checked="" type="checkbox"/> SHO	<input type="checkbox"/> SC
<input type="checkbox"/> FC			

COPIES GIVEN INMATE BEFORE HEARING

<input checked="" type="checkbox"/> CDCR-115	BY: (STAFF'S SIGNATURE): <i>[Signature]</i>	DATE: <b>2-13-14</b>	TIME: <b>1245</b>	TITLE OF SUPPLEMENT: <input checked="" type="checkbox"/> Summary of Disciplinary Procedures <input checked="" type="checkbox"/> Inmate Rights <input type="checkbox"/> 7219'S (Medical Report of Injuries) <input type="checkbox"/> Mental Health Assessment <input type="checkbox"/> CDC 1030(S) Confidential Information Disclosure
<input type="checkbox"/> INCIDENT REPORT LOG NUMBER: <b>SATF- MA</b>	BY: (STAFF'S SIGNATURE): <i>[Signature]</i>	DATE: <b>-</b>	TIME: <b>-</b>	BY: (STAFF'S SIGNATURE): <i>[Signature]</i>
				DATE: <b>2-13-14</b>
				TIME: <b>1245</b>

REVIEW THE DISABILITY EFFECTIVE COMMUNICATION (DEC) SYSTEM AND/OR CENTRAL FILE. Reviewed by: *agow*

Form A

Effective Communication Concerns

- No disabilities or issues requiring equally effective communication.
- Hearing
- Vision
- Speech
- Learning Disability
- Developmental Disability (ensure confidentiality)

- TABE BELOW 4.0 *NOR*
- Bizarre or unusual behavior *CCCMS level of care*
- MHCB
- EOP
- Foreign Language Speaking

Primary method of communication: (Refer to DEC/Central File and query inmate) *simple slow english*  
 Alternate method of communication: (Refer to DEC/Central File and query inmate) \_\_\_\_\_

Note: The primary method of communication shall normally be used to ensure effective communication in due process proceeding. If unable to use primary means of communication, staff shall explain the circumstances necessitating this.

INMATE'S PLEA:  
SENIOR HEARING OFFICERS' FINDINGS:

*Rescued & Reprimand*

REFERRED TO: <input type="checkbox"/> CLASSIFICATION <input type="checkbox"/> BPH/NAEA	(HEARING CONTINUED ON RVR PART C)		
ACTION BY: (TYPE NAME)	SIGNATURE:	DATE:	TIME:
REVIEWED BY: (SIGNATURE) <b>M. HACKER, Facility 'B' Captain</b>	DATE:	CHIEF DISCIPLINARY OFFICER'S SIGNATURE: <b>R. TOLSON, Associate Warden</b>	DATE:
<input type="checkbox"/> COPY OF CDCR-115 GIVEN INMATE AFTER HEARING	BY (STAFF'S SIGNATURE):	DATE:	TIME:



B: CONCLUSION:

The CDCR actions here remind one of those subtle actions of oppression described by one of California's most recent Supreme Court justices in a very well written opinion. Justice Brown wrote; "In the Spring of 1963, Civil Rights protests in Birmingham united this Country in a new way. Seeing peaceful protesters jabbed with cattle prods, held a bay by snarling dogs, and flattened by powerful streams of water from fire hoses galvanized the nation. Without being constitutional scholars we understood what constitutional aspirations were. What is happening now is more subtle, more diffuse and less visible, but it is only different in degree. If harm is still being done to people because they are black or brown or poor, the oppression is not lessened by the absence of television camera's." (People v. McKay, (2002) 27 Cal.4th.601,604).

Dated: April ,2010

Respectfully submitted,

~~Ruben Odell Boulware, In pro se~~

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MEMORANDUM OF POINTS & AUTHORITIES