

Date: 8/23/2020 3:33:56 PM

"FORMAL COMPLAINT"

To: Florida Legislature, U.S. Senate and House, FDOC Secretary Mark Inch, Chief IG, Chief of Investigations Heather Robinson, FDOC General Counsel Lance Neff, Columbia Consulate

From: Ronald Wayne Clark Jr. #812974
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Date: August 22, 2020

Subject: Mental Abuse of Inmates in the FDOC

We've got some seriously dangerous and unconstitutional issues that need to be brought to light. Not only does the legislature need to be informed, but all the Consulate's who have citizens housed here in the FDOC.

On Wednesday August 19, 2020 at approximately 8:00 am, Regional Director John Palmer was here at UCI in P-dorm death row housing, the Administration called a cell inspection. An inspection that's not governed by 33-Florida Administrative Codes. It did not and has not went through the rule making authority in accordance with Florida Statute 120.54 Rule Making. Its little more than a facade, for the conditions back here are still despicable.

But this administration takes it upon itself to place four inmates on property restriction, for a minor misunderstanding of how the bed is to be made during this cell inspection. And they inflict this harsh punishment on these men without any due process. So not only does this violate United Nations and Human Rights standards, but it violates state and Federal law. And its not enough that they place them on property restriction for a minor rule violation, that was little more than a careless act. But then they write them a disciplinary report and immediately placed them on disciplinary confinement, again without due process of law. Let's look at what the rules state, and how its being applied.

See 33-601.301 Inmate Discipline - General Policy Under section (2) Informal disciplinary intervention consist of group and individual counseling in "LIEU" of formal disciplinary action.

These corrective techniques are employed when deviations from rules occur due to lack of understanding or as a result of. "CARELESSNESS" or faulty habits, and are designed to eliminate future disciplinary violations and to develop acceptable standards of behavior.

So as we see in "lieu of a disciplinary report," they are to look at other measures. Yet these people's mentality is, "LOCKEM UP" . Which does nothing more than cause mental damage to that human being! These people are clearly, and unequivocally without denial, irresponsible and incapable of taking care of inmates under their care custody and control, and looking out for the inmates mental and physical wellbeing. This incident alone is proof of that. They put a mentally ill, handy cap inmate and a Columbian native Guillermo Arbelaez on property restriction, and

then on DC (disciplinary confinement) without any type of due process of law. He still doesn't understand what he did wrong. His IQ is below 70 and his English is extremely poor. These are the type of merciless, inhuman people that Hitler loved to have in his concentration camps. Men that had no sympathy and compassion for other human beings. This is the exact mentality that needs eradicating from the Florida Department of Corrections. These are the same kind of people who sat there and did nothing, to save George Floyd's life.

Now the rules go on to state under 33-601.303 section (1.) When any employee or person supervising inmates witnesses an act or has reason to believe that an act has been committed by an inmate which is in violation of the rules or procedures of the Department and the employee determines that the infraction can be properly disposed of without a formal disciplinary report, the employee shall take the necessary action to resolve the matter. The employee may decide to reprimand the inmate verbally or in writing through the use of Form DC 6-117, Corrective Consultation of Inmate.

As you can see, by the rules that the FDOC General Counsel created, formal disciplinary reports are to be a last resort.

These people know what their doing, they don't care about abusing inmates, because no one is holding them accountable for the mental or physical abuse that they deal out to us.

If we look further into 33-601.308 Disciplinary Teams, Hearing Officer Findings and Actions. You see its as clear as night and day in section (4) (L) last line. "DISCIPLINARY CONFINEMENT SHALL BE UTILIZED ONLY AS A LAST RESORT." And when we look at 33-602.222(8.)

Review and Release from Disciplinary Confinement section (a) A member of the ICT shall review the cases of inmates in disciplinary confinement every week. The goal shall be towards returning an inmate to the open population as soon as the facts of the case indicate that this can be done safely.

So as we see, not only is solitary confinement to be utilized only as a last resort, General counsel wrote 33- F.A.C. to protect the mental wellbeing of inmates and get them removed from disciplinary confinement and back to their regular status, as soon as reasonably possible. For they knew the psychological danger of these cells.

But what we have here, is a total disregard not only for the rules, but for the safety and lives of the men in this administrations care. The time for change is here and now. Because with each passing minute, these brutal psychological affects, are damaging these men. We need your help. Take this information and spread it upon the legislative branches of the Florida legislature and the United States House and Senate, as well as to every Consulate that has one of their citizens under the care and supervision of the FDOC. I'm pleading with you, to fight for these men and their psychological wellbeing. For the human mind is far more fragile, than the human body. May God bless you.

Respectfully Submitted Ronald W. Clark Jr. #812974

PS If you need my assistance in any way shape or form please feel free to contact me.