

Sent 14 Jan. 2024

Nate A. Lindell #30372  
Columbia Correctional Institution  
P.O. Box 189  
Phoenix, MD

Hello Readers:

21131

Accompanying this note you should (if BtB staff post it) find: the 4 pg. Petition for Certiorari for Dane County Circuit Court ([wicourts.gov](http://wicourts.gov)) Case No. 23-CV-3008, Lindell v. Sen. Nass; some core documents from the prison disciplinary action being challenged in this case (i.e. the Conduct Report, Record of Witness Testimony, Reasons for Decision + Evidence Relied On forms); the Writ issued by the court and my Proposed Order.

This legal action challenges the discipline inflicted on me based on me having art and writings posted on [Facebook.com/PrometheusWrites](https://www.facebook.com/PrometheusWrites) and trying to discipline me based on my article published in the Pittsburgh Gazette.

This case should interest BtB's staff, and anyone concerned with prisoners' right to have their art and writings published online. My petition cites Kalafi v. Brown, a case I testified for, which ruled that it violated the First Amendment to punish a WI prisoner for posting a scathing article on BtB.

Please go viral with this information. My judge's information is Susan M. Crawford

P.H.# 608-266-4231

Respectfully let her know that you want prisoners to be allowed to post writings and art online, without fear of being punished.

FILED

NOV 13 2023

DANE COUNTY CIRCUIT COURT

State of Wisconsin

Circuit Court  
Branch \_\_\_

Dane County

Nate A. Lindell D.O.C. #303724  
Columbia Correctional Institution  
P.O. Box 900  
Portage, WI 53901-0900,  
Petitioner

**23CV3008**

Case No. 23-CV-

Code No. 30955

V.

✓ **Sen. Steven L. Nass**, Co-Chair,  
Joint Committee for Review of Administrative Rules  
State Capital  
Room 10 South  
Madison, WI 53707

&

✓ **Kevin A. Carr**, Secretary for the Wisconsin Department of Corrections  
3099 E. Washington Ave.  
Madison, WI 53707-

&

**Larry Fuchs**, Warden, Columbia Correctional Institution  
2925 Columbia Drive  
Portage, WI 53901-0900,  
Respondents

RECEIVED

DEC 26 2023

DANE COUNTY SHERIFF'S OFFICE

**Petition for Certiorari Relief**

To: The Honorable **SUSAN M. CRAWFORD** Dane County Circuit Court 215 S. Hamilton St.  
Madison, WI 53703 **CIRCUIT COURT, BR. 1**

The forenamed petitioner, Lindell, proceeding *pro se*, seeks Certiorari relief from prison disciplinary action caused by Adult Conduct Report (C.R.) #00334012 and DAI P&P 300.00.82, which caused and threatens to cause Lindell many harms (e.g. fired from his job as a GED tutor, loss of 56\$/month in pay, retention in maximum security prison, threatening further discipline for exercising Free Speech rights). In support of this petition, Lindell respectfully represents as follows:

1. On 13 Sept. 2021 Sarah Cooper approved a Department of Corrections Policy & Procedure (DAI P&P) with the number 300.00.82. That P&P states that:

**I. General Guidelines**

A. An inmate who possessed a social media account prior to entering prison shall not

use that account directly or through a third party.

- B. Inmates shall not set up media account or participate in a social media account directly or through third party.
- C. Inmates shall not receive or possess information which jeopardizes the safety and security of the facility or another person.
- D. Inmates shall not request others post information for them on social media or social networking sites for any reason.
- E. Inmates shall not request others post information for them on social media or social networking sites for any reason.
- F. Upon discovery of social media account, WI DOC staff shall take appropriate actions which may include the disciplinary process, to ensure the safety and security of the facility as well as the community.

2. That P&P was, upon information and belief: A) not submitted to the Legislative Reference Bureau, nor was a public comment period identified or offered, nor were public comments considered or retained by the W.D.O.C., nor was continued public comment afforded, nor are those who experience the detriment of the P&P afforded an opportunity to have the W.D.O.C. consider seriously their challenges to "the legality or wisdom" of the P&P (e.g. disregarding such arguments in Lindell's I.C.), C.C.I. officials' failing to explain why they were enforcing the P&P on Lindell after (as revealed in I.C. #CCI-2023-3961) causing Lindell to believe that the P&P would not be enforced, all as **Wis. Stat. ss.227.112(1)(a),(b), (d), (2), (3), (4)** required; B) the W.D.O.C. did not sign nor certified the P&P, as **ss.227.112(6)** mandated; b) the governor did not approve the P&P, as **Wis. Stat. s.227.185** required; C) not provided to the Legislature, nor to the Legislative Reference Bureau, nor was the date of the governor's approval provided, nor was a Report detailing the basis and purpose of the proposed rule provided, all as **Wis. Stat. s.227.19(2)** requires; D) applied to Lindell, treated as valid, without a certified copy being filed with the Legislative Reference Bureau, contrary to **Wis. Stat. s.227.20(1)**.

3. On 25 July 2023 a Correctional Officer named Randall Bortz threatened to use the disciplinary process to harass Lindell, accusing Lindell of "selling a painting."

4. C.R. #00334012 was written by Cpt. Eric Peters on 25 July 2023 at around 1:26 PM. The C.R. charged Lindell with violating **Wis. Admin. Codes s.DOC 303.36 Enterprises and Fraud, s.DOC 303.28 Disobeying Orders** and **s.DOC 303.35 False Names and Titles**, based on: 1) there being a facebook page titled "Prometheus Writes" with Lindell's art and writings on it, 2) Lindell allegedly selling art through that Facebook page; 3) Lindell selling a drawing for \$425; 4) in an article of Lindell's published in *The Pittsburgh Gazette*, Lindell telling readers how to send

him money.

5. Cpt. Bonfiglio, at a hearing held on 31 July 2023, found Lindell guilty of **ss.DOC 303.28 Disobeying Orders** and **ss.DOC 303.35 False Names and Titles**, then sentenced Lindell to 20 days of cell confinement, which is a "major" disposition, deemed a serious violation of the rules. Cpt. Bonfiglio also told Lindell that Cpt. Peters contacted Facebook and asked them to take down the Facebook page at issue in C.R. #00334012.

6. As a result of that discipline, Bortz came to Lindell's cell around 1PM on 31 July 2023 and told Lindell that Lindell was fired from his job as a tutor due to the Major disposition of C.R. #00334012. Bortz boasted to Lindell that he (Bortz) got Lindell fired.

7. The disciplinary hearing was held on 31 July 2023, led by Cpt. Anthony Bonfiglio, with Natasha Radtke and Rebecca Garner as members of the Disciplinary Committee (D.C.). The D.C. found Lindell not guilty of selling his art through the facebook page, but found Lindell guilty of violating **303.28** and **303.35** and sentenced Lindell to 20 days of Cell Confinement, which was a Major penalty. As a result of that sentence, Lindell was fired from his job as a tutor (losing pay approximately \$56/month in pay), the single cell status that Lindell'd earned from staying free of Major misconduct was taken. Then, on 11 August 2023, Lindell was ordered to cell up with an (upon information and belief) unmedicated bipolar homosexual who sexually harassed Lindell and falsely accused Lindell of slapping the homosexual's ass, resulting in Lindell being placed in Restrictive Housing [R.H.] where Lindell was housed in filthy cells. As a result of that placement in R.H.U., much of Lindell's property (e.g. a new tube of Arm & Hammer toothpaste, Adidas shower shoes, hundreds of pages of Lindell's drawings and writings for books that Lindell intended to publish, a new bottle of Irish Spring body wash, a coaxial cable, a 90-degree coaxial cable adapter, a nearly new WR2 radio --total value of over \$500,000, but actually irreplaceable) was stolen and/or destroyed by the cellmate and/or staff. Upon information and belief, it is a custom or practice to stealing or allow others to steal or destroy large amounts of prisoners property when they go to RHU at C.C.I.

8. Lindell filed an appeal of the forenoted discipline to C.C.I. Warden, **Larry Fuchs**; but, in a decision dated 8 August 2023, **Warden Fuchs** decided to affirm the disciplinary action. Lindell then filed an Inmate Complaint (I.C.) about the action, which was assigned the file #CCI-2023-12105. On 15 August 2023 Richard Sedevic, an Inmate Complaint Examiner (I.C.E.), erroneously concluding that Lindell had not presented any procedural errors in the disciplinary action, recommended that I.C. #CCI-2023-12105 be dismissed. On 18 August 2023 **Warden Fuchs** dismissed I.C. #CCI-20223-12105. Lindell mailed in an appeal of this I.C. to the Corrections Complaint Examiner (C.C.E.). On 15 September 2023 C.C.E. Brad Hompe recommended that I.C. #CCI-2023-12105 be dismissed. On 2 October 2023, Cindy O'Donnell dismissed I.C. #CCI-2023-12105 on behalf of **W.D.O.C. Secretary Kevin Carr**.

9. The disciplinary action related to C.R. #00334012 should be reversed, vacated and expunged from Lindell's records because:

a) there was no evidence to support the findings that Lindell violated either rule, nor did the D.C. provide the reasonable explanation, required by s.DOC 303.80(6)(c),(g)&(h), as to how it concluded that it was more likely than not that *Lindell* had done acts that validated the charges;

b) the P&P upon which the discipline was based was, as noted in paragraph 2), above, contrary to state law;

c) application of the rules to Lindell was violative of Lindell's Free Speech rights, based on the rulings in ***Koutnik v. Berge*, 2004 WL 1629548 (W.D. Wis. 2004)**(Violated First Amendment to punish prisoner for using nickname in letter outside of prison) and ***Kalafi v. Brown*, 2018 U.S. Dist. LEXIS 105201 (W.D. Wis. 2018)**(Violated First Amendment to punish prisoner for posting an article on his blog).

d) imposing a Major penalty on Lindell when another incarcerated person (i.e. Kevin Robinson) was given a Minor penalty for the same charges and conduct was capricious and unfair, as well as violating **Wis. Stat. s.227.10(c)**.

#### Relief Requested

10. Given the foregoing and all reasonable inferences drawn therefrom, Lindell prays that this court will issue the attached proposed Order/Writ Mandating Certiorari review of the proceedings, and:

a) declare, pursuant to **Wis.Stat. ss.227.40(2)(e)**, that DAI P&P 300.00.82 is contrary to or in violation of **Wis. Stats. s.227.05, ss.227.10(2) & (3)(c), ss.227.11(1) & (2)(a) 1.-3., ss.227.112(1) (a), (b), (d), (2)-(4),(6), (7)(a), ss.227.185, s.227.19(2) & (3)(a)-(c)(e)1.- 6., ss. 227.20(1) & (2)**, the First Amendment's Free Speech clause and the Fourteenth Amendment's Due Process clause;

b) reverse, vacate and expunge the disciplinary action from Lindell's records and direct respondents to redact any references to the disciplinary action from Lindell's records and reevaluate any decisions that considered the discipline.

Dated: 3 October, 2023

Courteously submitted,



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Nate A. Lindell DOC #303724  
Columbia Correctional Institution  
P.O. Box 900  
Portage, WI 53901

HU 4  
30CC

DEPARTMENT OF CORRECTIONS  
Division of Adult Institutions  
DOC-9 (Rev. 10/2018)

WISCONSIN  
Administrative Code  
Chapter DOC 303

### ADULT CONDUCT REPORT

INMATE NAME (Last, First) LINDELL, NATHANIEL	DOC NUMBER 303724	INMATE LIVING QUARTERS H4AU 2_L	FACILITY NAME CCI	CONDUCT REPORT NUMBER 00334012
DESCRIPTION OF INCIDENT		INCIDENT DATE: 07/25/2023	INCIDENT TIME: Approx. 1:26 PM	

The Investigations Department at Columbia Correctional Institution was made aware of alleged administrative rule violations being made by inmate Lindell, Nathaniel #303724. It was reported that inmate Lindell had a active Facebook account and was selling his art and drawing projects made while incarcerated for a profit. I Captain Peters, Investigation Supervisor, began looking into activities associated with inmate Lindell to include any active social media accounts associated with him. I was able to determine that there is a active Facebook account associated with inmate Lindell under the profile name Prometheus Writes. The Facebook page has art pictures from inmate Lindell and is a personal blog. Per DAI Policy 300.00.82 (Inmate Use of Social Media), inmates shall not request anyone to access their personal social media account for any reason, inmates shall not request others post information for them on social media or social networking sites for any reason. Emails were reviewed from inmate Lindell's incoming and outgoing email account. On June 13th, 2023, inmate Lindell write "Rianne Aarts" (██████████@gmail.com). In the body of the email, inmate Lindell write "Please tell me when you receive something. Paul confirmed that my drawing sold for \$425." Inmate Lindell submitted and wrote a article for the Pittsburg Post-Gazette dated January 2, 2023 at 11:00pm. Inmate Lindell writes "If you would like to support my writing and litigation endeavors, you may do so by sending me money at accesscorrections.com or by calling Access at 866-345-1884. My info is Nate A. Lindell DOC #303724, and I'm at the Columbia Correctional Institution, within the Wisconsin Department of Corrections.

STAFF MEMBER COMPLETING THIS REPORT PETERS, ERIC	DATE COMPLETED 07/25/2023
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CODE	CODE VIOLATION	FINDING OF GUILT	
		Guilty	Not Guilty
1. DOC 303.36	Enterprises and Fraud	<input type="checkbox"/>	<input type="checkbox"/>
2. DOC 303.28	Disobeying Orders	<input type="checkbox"/>	<input type="checkbox"/>
3. DOC 303.35	False Names and Titles	<input type="checkbox"/>	<input type="checkbox"/>
4. DOC		<input type="checkbox"/>	<input type="checkbox"/>
5. DOC		<input type="checkbox"/>	<input type="checkbox"/>
6. DOC		<input type="checkbox"/>	<input type="checkbox"/>

#### RECORD OF UNCONTESTED DISPOSITION (Complete if 303.76)

DISPOSITION:	DATE OF DISPOSITION
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NAME OF APPROVING SUPERVISOR:	INMATE'S SIGNATURE OF AGREEMENT
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#### SECURITY DIRECTOR REVIEW (Complete if 303.80 or 303.81)

CONDUCT REPORT PROCESS:  Proceed as Major  Proceed as Minor  Return for more information  Dismiss

CONSIDERATION OF MAJOR HEARING :

Designated as a Major Offense by DOC 303.71 (2) OR

Previously been found guilty of the same or similar offense (consideration given to how often and how recently)

Recently been warned about the same or similar conduct

Created a risk of serious disruption at the facility or community

Created a risk of serious injury to another person

Created a risk of serious financial impact

The value of property involved (if alleged violation was actual or attempted damage and/or misuse of property, possession of money, gambling, unauthorized transfer of property, soliciting staff, or theft)

Psychological services input for serious mentally ill inmate

SECURITY DIRECTOR SIGNATURE PITZEN, KEVIN	DATE SIGNED 07/26/2023
--	---------------------------

DATE COPY GIVEN TO INMATE	STAFF DELIVERING COPY TO INMATE
---------------------------	---------------------------------

Re: C.R. #00334012

### Questions for Witnesses

- 1) Was any money sent to me based on Paul selling my drawing? What was the money used for?
- 2) Do I have the internet access needed to set up a facebook page?
- 3) Is it possible for anyone with internet access to set up a facebook page?
- 4) How might I stop someone from posting material on a facebook page?
- 5) When and where did I use a name other than my own?
- 6) Please explain what I did, what actions I took, to disobey an order?

### My Statement

I have never sold any art nor drawings through any facebook page. The C.R. says that Paul sold my drawing, not me. Paul works at a gallery, bought flowers for two of my friends with the money he obtained from selling my drawing. I asked Rianne if she received those flowers.

§DOC B09.04(2)(c) says that "The department shall permit an inmate to correspond with anyone," and we're given forms to send people telling them how to send us money.

§DOC 303.36(1)(b) says that I "may write and seek publication of works."

We are allowed to receive money from anyone, are given forms telling people how to send us money --so, how does it violate any rules for me to explain that in an article that was published in a newspaper?

303.36 prohibits me from selling things, to protect the public from fraud. It doesn't bar me from telling people how to send me money.

No evidence in the record shows that I used "Prometheus Writes" as my name, nor that I sold anything, nor that I asked anyone to set up a facebook page.

No legitimate prison concerns were threatened. I shouldn't be punished because someone liked my drawing enough to buy it from Paul nor because others publish my writings.

### Legal Objections

1) DA P&P 300.0082 is illegal, can't be enforced, per Wis. Stat. §227.01(13)(a), as the public wasn't notified of it, interested parties weren't afforded any input, nor did the Legislature approve it.

2) The P&P is also illegal under §227.11(1) & (2)(a), as it's not interpreting and applying a statute or regulation, but is an illegal effort at making a rule without the Legislature's approval.

3) Koutnik v. Berge, 2004 WL 1629548 (W.D. Wis. 19 July 2004) held that it violates the First Amendment to punish prisoners for using nicknames in communication outside of prison.

4) Simon & Schuster, Inc. v. Members of the N.Y. State Crime Victim's Board, 502 U.S. 105, 123 (1991) declared it violates Speech rights to deny convicts pay for writings about their crime; White v. City of Sparks, 500 F.3d 953, 954 (9th Cir. 2007) ruled that obstructing sales of paintings violated Free Speech.

This attempt to discipline me is illegal.

## RECORD OF WITNESS TESTIMONY

THIS FORM MUST BE USED FOR ALL PERSONS GIVING STATEMENTS INCLUDING INMATE, STAFF MEMBER AND STAFF REPRESENTATIVE.

INMATE NAME LINDELL, NATHANIEL	DOC NUMBER 303724	FACILITY NAME CCI
HEARING DATE (mm/dd/yyyy) 07/31/2023	HEARING TIME 11:46 AM	CONDUCT REPORT NUMBER 00334012

NAME OF PERSON TESTIFYING  
PETERS, ERIC H

Inmate  Employee

SUMMARY OF TESTIMONY:

1. Who is allowed to send money to inmates?  
Family friends are allowed to send money to inmates.
2. Are inmates able to inform people of how to send money in?  
Sure, absolutely
3. Is there a departmental rule that prohibits other individuals from selling artwork of incarcerated individuals?  
I'd have to review the enterprises and fraud charge but I do not think so as long as any proceeds don't come his way
4. Are you aware of any incoming money to PIOC Lindell around the time of the incident?  
Not directly
5. How are you aware that the facebook page called Prometheus Writes was set up by the request of PIOC Lindell?  
I don't know that he requested it but I know it is Mr. Lindell's associated account with his picture and his artwork and there are posts within the account that clearly show someone was running it from him and information is passed as Mr. Lindell does not have access to the account that I am aware of
6. Is there a procedure for inmates to notify you if they become aware of a social media page being created for them?  
Yes, they can contact me and then I can contact facebook. If someone is utilizing his information and drawings and using him then that could involve outside law enforcement so that would be considered identify theft.

STAFF REPRESENTATIVE TESTIFYING  
LEISER, MARY J

SUMMARY OF TESTIMONY:

I contacted the accused on July 28, 2023. PIOC Lindell was informed of the "tentative date" of the hearing. That concluded the interview.

NAME OF STAFF MEMBER GIVING COPY TO INMATE (Please Print) RADTKE, NATASHA	DATE COPY GIVEN TO INMATE (mm/dd/yyyy) 07/31/2023
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**MAJOR DISCIPLINARY HEARING**  
**REASONS FOR DECISION AND EVIDENCE RELIED ON**

INMATE NAME (Last, First)	DOC #	FACILITY NAME:	HEARING DATE (mm/dd/yyyy)	CONDUCT REPORT #
LINDELL, NATHANIEL	303724	CCI	07/31/2023	00334012

Inmate present at hearing  Conduct Report read aloud to inmate

Inmate not present at hearing, but given a chance to attend. The committee knew these facts because:

**INMATE STATEMENT:** (summary)

1. Are you innocent or guilty of the code violations charged against you?

I am very clearly innocent, there is no evidence that I asked someone to run a facebook page or that I accepted any money from the artwork sold. I'm not trying to be a smarty pants, there is no evidence in here.

2. Did you request Paul to sell your artwork?

I sent Paul my art as part of someone who visited the exhibition, I gave him permission to sell the art, I did not tell him to sell it, he used some of the money to buy flowers for two friends of mine. Paul felt I should get some money, I said buy some flowers for my friends.

3. Did you receive any money from sale?

Not a penny, I just cashed a check for 600 dollars I don't need the money.

4. Who set up the facebook page Prometheus Writes?

I do not know who set up the facebook page

5. Do you have any contact with the owner of the page?

I have no control over that facebook page.

6. Do you have control over the statements made on the page?

I don't know about that. I mail my writings and art to different people. If you google my name you'll find writings and artwork by me on other peoples social media, I'm just out there

7. Do you have anything else to add?

I have never sold any art nor drawings through any facebook page. The C.R. says that Paul sold my drawing, not me. Paul works at a gallery, bought flowers for two of my friends with the money he obtained from selling my drawing. I asked Rianne if she received those flowers. DOC 309.04(2)(c) says that "the department shall permit an inmate to correspond with anyone," and we're given forms to send people telling them how to send us money. DOC 303.36(1)(b) says that I "may write and seek publication of works." We are allowed to receive money from anyone, are given forms telling people how to send us money --so, how does it violate any rules for me to explain that in an article that was published in a newspaper? 303.36 prohibits me from selling things, to protect the public from fraud. It doesn't bar me from telling people how to send me money. No evidence in the record shows that I used "Prometheus Writes" as my name, nor that I sold anything, nor that I asked anyone to set up a facebook page. No legitimate prison concerns were threatened. I shouldn't be punished because someone liked my drawing enough to buy it from Paul nor because others publish my writings. DAI P&P 300.00.82 is illegal, can't be enforced, per Wis Stat. 227.01(13)(a), as the public wasn't notified of it, interested parties weren't afforded any input, nor did the legislature approve it. The P&P is also illegal under 227.11(1) & (2)(a), as it's not interpreting and applying a statute or regulation, but it is an illegal effort at making a rule without the legislature's approval. Koutnik v. Berge, 2004 WL 1629548 (W.D. Wis. 19 July 2004) held that it violates the First Amendment to punish prisoners for using nicknames in communication outside of prison. Simon & Schuster Inc. v. Members of the N.Y. state crime victim's board, 502 US 105, 123, (1991) declared if it violates speech rights to deny convicts pay for writings about their crimes; White v. City of Sparks, 500 F.3d 953, 954 (9th Cir. 2007) ruled that obstructing sales of paintings violated free speech. This attempt to discipline me is illegal.

**EVIDENCE** The committee relies on the following evidence in finding the inmate guilty

Statement in the Conduct Report **00334012**

Testimony by reporting staff member

Testimony by witness(es)

Physical evidence (list)

Confidential Witness Statements (attach copy of DOC-0078A)

Corroborated by one of the following:

Other Evidence

Evidence of similar violations by the accused

DISTRIBUTION: Original - Social Service File, Conduct Report Section; Official Record - Security File; Copy - Representative; Copy - Inmate

Hearing Date: 07/31/2023

CR#: 00334012

DOC#: 303724

Inmate Name: LINDELL, NATHANIEL

Page 1 of 2

- Two anonymous statements of different persons
- Rules, Policies and Procedures (specify Rule)
- Verbal/Special Written Order (write the order given)

**DECISION** Based on the evidence, the committee finds the inmate guilty or not guilty based on the following offense.

1. 303. 36  Guilty  Not Guilty      2. 303. 28  Guilty  Not Guilty  
 3. 303. 35  Guilty  Not Guilty

- UNANIMOUS       REFER TO WARDEN

**REASON FOR DECISION:**

Hearing Committee reviewed all testimony and evidence  
 Report writer is viewed as credible due to direct observation of the incident, without reason to fabricate the report and has no stake in the outcome of the hearing.  
 The Committee notes no known conflict between the Advocate and the Accused.  
 The Hearing Committee notes that a DOC-73 was received from the inmate.  
 After reviewing the available evidence and testimony, the Hearing Committee feels the event, more likely than not, unfolded as recorded and ergo, finds the inmate guilty of 303.28 and 303.35 as it is supported in the statement written in the conduct report and the committee has no additional evidence to rely on.  
 The inmate was notified that he has 10 days to appeal the Conduct Report.

**DISPOSITION CONSIDERATIONS:**

- (a) The inmate's overall disciplinary record, especially during the previous 12 months.
- (b) The inmate's disciplinary record of the same or similar offenses.
- (c) The risk of serious disruption at the institution or in the community caused by the violation.
- (d) The risk of serious injury created by the violation.
- (g) Whether the inmate was actually aware that the inmate was committing a crime or offense at the time of the offense.
- (h) The motivation for the offense.
- (i) The inmate's attitude toward the offense and toward the victim, if any.
- (L) The risk to the security of the institution, inmates, employees or the community caused by the violation.

**DISPOSITION**

20 Days 0 Hours Room Confinement

**AUTHORIZING DISPOSITION**

- Security Director       Deputy Warden (for disposition over 120 days DS)

Security Director BLOUNT, RYAN  
 Deputy Warden

NAMES OF HEARING COMMITTEE MEMBER(S) • BONFIGLIO, ANTHONY      • RADTKE, NATASHA      • GARNER, REBECCA		HEARING OFFICER NAME BONFIGLIO, ANTHONY
PRINT NAME OF STAFF MEMBER GIVING COPY TO INMATE RADTKE, NATASHA		DATE GIVEN TO INMATE (mm/dd/yyyy) 07/31/2023

SUSAN M. CRAWFORD  
CIRCUIT COURT, BR. 1

State of Wisconsin  
Branch

Circuit Court

Dane County

Nate A. Lindell D.O.C. #303724  
Columbia Correctional Institution  
P.O. Box 900  
Portage, WI 53901-0900 ,  
Petitioner

**23CV3008**

Case No. 23-CV-

Code No. 30955

V.

Sen. Steven L. Nass, Co-Chair,  
Joint Committee for Review of Administrative Rules  
State Capital  
Room 10 South  
Madison, WI 53707

&  
Kevin A. Carr, Secretary for the Wisconsin Department of Corrections  
3099 E. Washington Ave.  
Madison, WI 53707-

&  
Larry Fuchs, Warden, Columbia Correctional Institution  
2925 Columbia Drive  
Portage, WI 53901-0900 ,  
Respondents

Order Mandating Certiorari Relief

To: Sen. Steven L. Nass, Co-Chair, Joint Committee for Review of Administrative Rules, State Capital Room 10 South, Madison, WI 53707;  
Kevin A. Carr, Secretary for the Wisconsin Department of Corrections 3099 E. Washington Ave. Madison, WI 53707;  
Larry Fuchs, Warden, Columbia Correctional Institution, 2925 Columbia Drive, Portage, WI 53901

YOU ARE HEREBY ORDERED to deliver to this court and the above-named petitioner a certified, accurate and complete copy of any and all "items" (i.e. papers, documents, correspondences, recordings, notices, memorandums, complaints, and any materials) relating to Conduct Report #00334012 and Inmate Complaint #CCI-2023-12105. This includes any items produced in relation to other proceedings in which C.R. #00334012 or I.C. CCI-2023-12105 were considered.

YOU ARE FURTHER ORDERED to deliver to this court and serve on the above-named petitioner any items that concern DAI P&P 300.00.82 and its compliance with Wis. Stat. ss.227.112(1)(a), (b), (d) & (2)-(4), (6), ss.227.185, ss.227.19(2), ss.227.20(1).

You have 30 days to comply with this order from the date that this order has been served on you.

Dated: \_\_\_\_\_

By the Court:

\_\_\_\_\_  
The Honorable

*Susan Crawford 12/1/23*

SUSAN M. CRAWFORD  
CIRCUIT COURT, BR. 1

**FILED**

**DEC 01 2023**

DANE COUNTY CIRCUIT COURT

STATE OF WISCONSIN

CIRCUIT COURT  
BRANCH 1

DANE COUNTY

STATE ex rel. NATE A. LINDELL

Petitioner,

v.

Case No. 23CV3008

KEVIN A. CARR et al.

Respondents.

**WRIT OF CERTIORARI**

The State of Wisconsin:

To: Wisconsin Department of Corrections  
3099 East Washington Ave.  
Madison, WI 53704

The Court commands you to certify and return to this Court within forty-five (45) days after service of this writ upon you a correct transcript of the record and proceedings related to Nate A. Lindell's inmate complaint in CCI-2023-12105, together with all the papers, documents, and other records involved or considered by you in those proceedings.