

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

JONATHAN STEWART RODEN,
Plaintiff,
V.

Case No.: _____

Judge: _____

DON PLANT AND TRINITY FOOD
SERVICE GROUPS, IN INDIVIDUAL
CAPACITY, JOINTLY, AND SEVERELY.
Defendants.

JURY DEMAND ENDORSED

EXHIBIT D

~~_____~~
Affidavit of Marcus Reid

MICHIGAN DEPARTMENT OF CORRECTIONS
PRISONER DISCIPLINE STATEMENT PD 03.03.105

AFFIDAVIT OF MARCUS REED

I, Marcus Reed, depose and say if sworn as a witness, I can testify competently and with personal knowledge of the truth of the facts contained within this affidavit.

1. On August 30, 2017, at 1700 I was in the serving line of the chow hall.

2. I saw Roden walk up to Officer Templeton and Food Service Steward Plont and show them his banana. Roden told Plont, "There are maggots or worms on it."

3. Plont took the banana, looked at it, and said, "No there's not." He then placed the banana back on Roden's tray.

4. Roden insisted there is something crawling right there. Plont took the banana, rubbed his finger on it, and stated, "Dude, you're seeing shit. That's just goo. If you keep on I'm writing you a ticket."

5. Roden took his ID card out of his pocket, placed it on the cup rack, and showed the banana to Officer Templeton, pointing directly to a worm. Officer Templeton stated, "Eww," acknowledging the worm. Plont now stated, "Oh yeah. I must have looked at the wrong spot. You can get a new tray."

6. Roden grabbed his ID card and got in the serving line as instructed Plont thereby instructed the kitchen workers to pull all of the bananas from the serving line.

7. As Roden was in the serving line he asked kitchen workers what was the kitchen steward's name. Before anyone could answer Plont stated, "Why? You got a new tray. Leave it alone." Roden replied, "I'm not leaving it alone. I'm writing you up." Plont then snapped, "That's it. Give me your ID. I'm writing you a ticket." Roden gave Plont the ID card and waited for his tray.

8. Roden was never loud, disrespectful, nor disruptive. Roden complied with every order. Plont stopped the line to remove the bananas. While the line was stopped Roden asked for Plont's name because he was going to write Plont up. Plont then snapped that he was writing Roden a ticket and took Roden's ID card.

Affiant says nothing further.

Respectfully submitted,



Date: September 5, 2017

Marcus Reed #298131
Kinross Correctional Facility
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CHRIS MORTENSEN, NOTARY PUBLIC
MACKINAC COUNTY, STATE OF MICHIGAN
COMMISSION EXPIRES JULY 13, 2020
ACTING IN THE COUNTY OF CHIPPEWA

