Case 2:17-cv-00198-PINS-TPG ECF No. 1-2 filed 11/30/17 PageID.36 Page 1 of 21 CONDUCT REPORT Violation Date: Lock: Facility Code: Prisoner Name: oner Number: 8/4/2017 R-401 URF Dallas 4685 Contraband Removal Record Provided to Prisoner? ime and Place of Violation: N/A ☐ Yes Date Round JPay Machine 1829 Charge(s): Threatening Behavior  $\boxtimes$   $\square$   $\square$ Misconduct Class: Describe Violation (If contraband involved, describe in detail; identify any other employee witnesses): At 1829 on 8/4/17 Inmate Dallas #314685 sent a JPay letter to "Adele F Demain. Inside of the letter, Dallas states "He is not going to not take care of my baby. He will have another thing coming he better take are Courtney for real or that is the last baby he will have if I have something to do with it. I am not a nice gie when you piss me off. I am not hear for being nice. You and Courtney are my girls you don't want to fuck with that. I will give it the benefit of the doubt but he will perform or he will be down the road ripped in half. This I promised! I am not in prison for drunk driven and I am not at level 4 and AB for know thing." Inmate Dallas' written words show an intent to physically harm a My Baby is courtney not really my member of the public. Baby. Fuser of speech. Righimidhalfe Identified by MDOC Facesheet and Unit Countboard another figure of speech. to make coultre Reporting Staff Member's Signature Date and Time Written Reporting Staff Member's Name (Print) 8/8/2017 Sgt. Pawley REVIEW **高级企业工作的** Location/Verification/Condition of Evidence: Elevated to Class I at review: If "yes", explain reason: □ No □ Yes COMPLETE THIS SECTION ONLY FOR REVIEW OF CLASS I MISCONDUCT ☐ Other Confinement to Cell/Room Segregation Status Pending Hearing: Bond Bond Revoked (must give reason) Reason if Non-Bond: Non-Bond List Who Notified in Housing Unit of Status: Date and Time Given this Status: Witnesses Requested? ☐ No ☐ Yes ☐ Yes Hearing Investigator Requested? □ No If yes, list: Relevant Documents Requested? 

No If yes, list: ☐ Yes ☐ No Prisoner Waives 24 Hour Notice of Hearing? Additional Comments: Hearing Date: Review Date and Time Reviewing Officer's Signature Reviewing Officer's Name (Print) Date I have received a copy of this report. My signature does not Prisoner's Signature necessarily mean that I agree with the report. Prisoner refused to sign. Copy given to prisoner. CHEST SECURITIES WAIVER OF CLASS II OR III HEARING Date Prisoner's Signature I understand I have a right to a hearing. I waive my right to a hearing and plead guilty to all charges. I also waive my right to appeal and accept the sanctions imposed. SANCTIONS IMPOSED (Hearing Investigator enters begin and end dates for Class II misconducts) ☐ Counseling/Reprimand (Class III only) Ends: Begins: Days Toplock Restitution (Class II only) Ends: Days Loss of Privileges Begins:

Ends: Begins: Hours Extra Duty Property Disposition If Applicable: Date Employee's Signature Employee Accepting Plea and Imposing Sanction (Print) Date Hearing Investigator's Signature 'earing Investigator's Name (Print) Prisoner; Counselor File; Record Office File (Class I and II); Central Office File (Class I); Hearing Investigator (Class I & Class II)

# MICHIGAN DEPARTMENT OF BRREG MONTE ECF No. 1/2 filed 14/3/0/17 PageID.37 Page 2 of 21 CSJ-240B Rev. 10/10

Prisoner	Prisoner Name		17-11-11	Facilit	y Code	Lock	V	iolation Date	
314685	Dallas			URF		R 401	0	8/04/2017	
Charge(s)								1121	
Threatening Behavior									
If Charge Chang	ed by Hearing Officer			a .	Plea				
☐ Guilty ☑ Not Guilty									
Misconduct Report Read to and Discussed with Prisoner									
	Hearing Investigation Read to and Discussed with Prisoner (check if applies)								
EVIDENCE/STATEMENTS IN ADDITION TO MISCONDUCT REPORT									
Unless other wise noted all documents are one page. The prisoner is present and the misconduct report is reviewed with him along with his statement he did write it but it was to make his girlfriend and daughter feel protected and to motivate the guy who knocked up his daughter, and the JPAY Message (2 pg). Prisoner Dallas admits he wrote it but states he was not going to do it it was to motivate the guy who got his daughter pregnant as he has no job and does drugs and he wanted to make his girlfriend and daughter feel protected. He states since he did not name who it was he can not be guilty. Prisoner has nothing further to add. No further evidence is needed. Prisoner was informed of the findings, sanctions and sanction dates and told he will receive the report later.									
	a.P								
		REASO	NS FOR FINDING	SS					
find that this stand not a defense the necessary. It is	daughter better take care of her or he will make sure it is the last baby he has and be ripped in half on 8-4-17 at 1829 hrs. I find that this statement by its very nature expresses an intent to physically harm the guy who impregnated his daughter. It is not a defense that he did not give the guys name as he is clear he was threatening to harm a person and who it is is not necessary. It is not a defense that he did not intend to actually do it because the statement itself expresses the intent to physically harm. The Sergeant is clear and factual in his statement and is found to be credible. The charge is upheld.								
	PROPERTY	1370311101	N (for contraban	u see r	D 04.07.	1.2/			
			FINDINGS					× × ×	
Charge No. 1	☐ Guilty ☐ No	t Guilty		issed		34.71.53. <b>*</b> .5.25.65.	ing Co	N	
Charge No. 2		t Guilty	V —	issed		400	ing Co		
Charge No. 3		t Guilty	<del></del>	issed			ing Co	1,000	
Charge No. 4		t Guilty		issed	··		ing Co	de	
DISPOSITION (select one or more) (Toplock & LOP Sanctions End at 6:00 am)  Begins Ends									
30 Day	Days of Detention  Days Credit  10/25/2017  Days Credit  Hours Extra Duty								
Misconduct Hea Hearing Officer	ring Report personally handed to F on this date: (Check if Applie		Hearing Report Prisoner this dat					Officer for Delivery to	
Date of Hearing	08/11/2017		Name of Staff M	1ember	McCo	ollum			
Hearing Officer's		Hearing C	officer's Signature				Date		
O'Brien 052	in the second	A	- :	T 18			8-11-	17	
DISTRIBUTION	Record Office, Central Office Fil	e, Prisoner,	Counselor File,	Heari	ng Invest	igator			

Case 2:17-cy-00198-PHM-TPG ECF No. 1-2 filed 11/30/17 PageID.38 Page 3 of 21

MISCONDUCT REPORT

21 CSJ-228 10/10 4835-3228

Prisoner Number:	Prisoner Name: Dallas			Facility Code: URF	Lock: R-422	Violation Date: 08/25/2017		
314685 Time and Place of Violation 1945 Round Unit	tion:		Contraband Remov	al Record Provid		] N/A		
			595					
Misconduct Class:			: Fighting	witnesses):				
Describe Violation (If contraband involved, describe in detail; identify any other employee witnesses):  At 1945, I directly observed inmate Dallas #314685 swing a closed fist blow to the head and neck area of prisoner Murray #859649 who swung back at Dallas. Both inmates were attempting to cause physical harm to one another. Inmates then squared off in a boxing style stance with fists clenched, unitl orders were given by staff to stop fighting and be restrained.								
Identified by OTIS face sheet/ Round Unit master count boards.								
1 10:		· .	01 # 14 1 - 2 - 0:	anatura	Date an	d Time Written		
Reporting Staff Member Bosbous	r's Name (Print)	Reportin	ng Staff Member's Si	gnature	08/25/2			
			REVIEW					
Location/Verification/Co	ondition of Evidence:							
The second secon						, ==		
Elevated to Class I at re								
COMPLETE THIS SECTION ONLY FOR REVIEW OF CLASS I MISCONDUCT								
Status Pending Hearing: Bond Segregation Confinement to Cell/Room Other  Reason if Non-Bond: Non-Bond List Bond Revoked (must give reason)								
Date and Time Given th	Date and Time Given this Status:  Who Notified in Housing Unit of Status:							
Hearing Investigator Re	equested? No Y	es	Witnesses Reque	sted? No	Yes			
Relevant Documents R	equested? No Y	es	7,			i ĝi		
If yes, list:	9	/	1					
Additional Comments:			Prisoner Waives 2 Hearing Date:		f Hearing?	No Yes		
Reviewing Officer's Na	me (Print )		Reviewing Officer	's Signature		Review Date and Time		
*	, , , , , , , , , , , , , , , , , , ,	doca	Prisoner's Signatu	Ire		Date		
necessarily mean that	of this report. My signature I agree with the report.		Prisoner's Signati	ii e		54.0		
Prisoner refused	to sign. Copy given to priso		F OLASS II OD I	II UEADINO				
	<b>WA</b> ight to a hearing. I waive m	STREET, STREET	F CLASS II OR I			Date		
a hearing and plead gu	uilty to all charges. I also water the sanctions imposed.	live my						
SANCTIONS IMPOSED (Hearing Investigator enters begin and end dates for Class II misconducts)								
Days Toplock Begins: Ends: Counseling/Reprimand (Class III only) Days Loss of Privileges Begins: Ends: Restitution (Class II only) Hours Extra Duty Begins: Ends:								
Property Disposition If	13116							
Employee Accepting P	lea and Imposing Sanction	(Print)	Employee's Signa	ature		Date		
Hearing Investigator's	Name (Print)	· · · · · · · · · · · · · · · · · · ·	Hearing Investiga	ator's Signature		Date		
Distribution: Prisoner; Co	unselor File; Record Office File	(Class I an	d II); Central Office File	(Class I); Hearing	Investigator (Clas	ss I & Class II)		

MICHIGAN SEPARZMENT OF DOTARE PHONE PG ECF No. 1-2 flet 11/30/17 PageID.39 Page 4 of 21CSJ-240B Rev. 10/10

Prisoner	Prisoner Name			Facilit	y Code	Lock	Violation Date	
314685	Dallas			URF		S 422	08/25/2017	
Charge(s)			# - T				,	
Fighting	ì				-154			
If Charge Change	d by Hearing Officer				Plea		1	
					☐ Guilf	ty 🛛 No	ot Guilty	
Misconduct Repo	rt Read to and Discussed with P	risoner	(check if applie			ring Investigatio	n Requested	
Hearing Investiga	Hearing Investigation Read to and Discussed with Prisoner (check if applies) (check if applies)							
EVIDENCE/STATEMENTS IN ADDITION TO MISCONDUCT REPORT								
The hearing is commenced by the watching of the video that is found to be confidential for the security of the facility. The video shows both Murray and Dallas swinging at the other with a closed fist. The prisoner is informed. Unless otherwise								
noted all documents are one page. The prisoner is present and the misconduct report is reviewed with him along with his statement that he just backed away and put up his arms, Misconduct Assessment Form, Misconduct Screening Form, Memo								
statement that h	e just backed away and put u deo that is found to be confid	o his arms. N	Misconduct Ass	essme	nt Form	, Misconduct S	creening Form, weillo	
and refusal of th	e hearings investigator. Prise	oner Dallas s	tates that they	arqued	and Mu	irray swung or	nim so ne put nis	
arms up to block	<ol> <li>Prisoner has nothing further</li> </ol>	er to add. No	further evidence	ce is re	equested	or is needed.	Prisoner is informed	
of the findings, s	anctions and sanction dates	and told that	he will receive	the rep	ort later			
000								
1		1.55	S FOR FINDING				tita aana a ahaataat	
Prisoners Murra	y and Dallas swung at each	other with clo	sed fists on 8-2	5-17 a	t 1945 h	rs. I find that t	his was a physical	
confrontation that	at was done out of anger as it deo swinging at Murray with a	t was during a a closed fist.	an argument. F	clear a	nd factur	al in his statem	ent and is found to be	
credible. The ch		a sioosa iioti				e de la composition della comp		
2								
							, *	
	PROPERTY	DISPOSITION	l (for contraban	d see F	PD 04.07.	.112)		
			EINDINGS					
Charge No. 1	☐ Guilty ☐ N	lot Guilty	FINDINGS  Dism	nissed		Reporting	Code <u>014</u>	
Charge No. 1 Charge No. 2		lot Guilty		nissed		Reporting	Property and the contract of t	
Charge No. 3		lot Guilty		nissed		Reporting		
Charge No. 4		lot Guilty		nissed		Reporting	Code	
	DISPOSITION (sel	ect one or mo		OP Sand	tions End	i at 6:00 am)		
	Begi		Ends 0/15/2017			Days Cred	lit	
	s of Detention	2017 09	11312011	: C—		Hours Ext		
	S Top Lock S Loss of Privileges			\$ -		Restitution		
		Drisoner hu	Hearing Penort		o Staff M		ng Officer for Delivery to	
Hearing Officer of	ring Report personally handed to on this date: (Check if App	lies)	Prisoner this da	te: <u>9/5/</u>	<b>2017</b> (Ch	neck if Applies)	.g =	
Date of Hearing			Name of Staff N	All the salience in	McC	ollum		
Hearing Officer's	Name	Hearing O	fficer's Signature			Da	ite	
	*8						5-17	
O'Brien 052		5				9-	0-17	
	B 10% 0 : 10%	File Delever	Courseles Fil-	Llas d	ing Invest	tigator		
DISTRIBUTION	Record Office, Central Office I	riie, Prisoner,	Counselor File,	near	ing inves	ugator	X 22	

MICHIGAN DEPARTMENT OF CORRECTIONS	50	10/10 4835-322
MISCONDUCT REPORT	Facility Code:	Lock: Violation Date:
Prisoner Number: Prisoner Name: Dallas	LIKE	R-401 6/10/17
Tille and Flace of Violation.	Contraband Removal Record Provide	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
2038 ROUTER LATER 1	Yes Date	<del> </del>
Misconduct Class: I I II VIII Charge(s):	The H	
Describe Violation (If contraband involved, describe in detail; identify	any other employee withesses).	- 11
I diedly obs v=	l Dallas 并	silling
insid. In I d box white four.	office prisents were	using the
Thurs Calles has be a walned on	i Hip proposions	not to be the 5-
II to the state	by mode In a	aid
Reporting Staff Member's Name (Print) Reporting	Staff Member's Signature	Date and Time Written
Fielding State Methods 5 Tamber 5 Tambe	Ken	6/10/17 2055
	REVIÉW	(2015) 国际国际公司的国际国际的国际
Location/Verification/Condition of Evidence:	SECRETARIA SECRETARIA SECURIORISTA DE SECURIOR	
Er to the Observations Title III and the second		
Elevated to Class I at review: If "yes", explain reason:		and the state of t
COMPLETE THIS SECTION OF	NLY FOR REVIEW OF CLASS I	WISCONDUCT
Status Pending Hearing: Bond Segreg	ration	ell/Room U Other
Date and Time Given this Status:	Who Notified in Housing Unit of Sta	tus:
Hearing Investigator Requested? No Yes	Witnesses Requested? No	Yes
Relevant Documents Requested? No Yes	ir yes, iist.	
If yes, list:		
	Prisoner Waives 24 Hour Notice of	Hearing? No Yes
Additional Comments:	Hearing Date:	
Reviewing Officer's Name (Print,)	Reviewing Officer's Signature	Review Date and Time
Michan	11 11 lest	0-11-17 154
I have received a copy of this report. My signature does not	Prisoner's Signature	Date
necessarily mean that I agree with the report.	Luvenue & alld	9 61119
Prisoner refused to sign. Copy given to prisoner.	CLASS II OR III HEARING	
I understand I have a right to a hearing. I waive my right to	Prisoner's Signature	Date
a hearing and plead guilty to all charges. I also waive my	49 Wild	6-15-17
right to appeal and accept the sanctions imposed.  SANCTIONS IMPOSED (Hearing Investig	gator enters begin and end dates fo	or Class II misconducts)
Days Toplock Begins:	Ends:	Counseling/Reprimand (Class III only) \$ Restitution (Class II only)
Days Loss of Privileges Begins: Begins:	Ends:	a Hestitution (Oldson only)
Property Disposition If Applicable:		Date /
Employee Accepting Plea and Imposing Sanction (Print)	Employee's Signature	Date (10/17)
Union Investigated Nation (Print)	Hearing Investigator's Signature	Date /
Hearing Investigator's Name (Print)		
Distribution: Prisoner; Counselor File; Record Office File (Class I and	II); Central Office File (Class I); Hearing	nvestigator (Class I & Class II)

## MICHIGAN DEPARTMENT OF CORRECTIONS

CSJ-228 10/10 4835-3228

MISCONDUCT R				Facility Codes	Lock:	Violation Date:	
Prisoner Number:	Prisoner Name:			Facility Code:	LOCK:	· ·	
Time and Place of Viola	ation:		Contraband Remov	val Record Provid	ed to Prisoner?	1	
	mon.	<i>‡</i>	Yes Date			N/A	
					1		
Misconduct Class:	1 11 11	Charge(s)	it any other employee	witnesses):	1 -		-11-
Describe Violation (If co	ontraband involved, describe in	detail; ident	ily arry other employee				
				E E 55			
						94	
						į.	
i	11. LA H	i.	,	* :			
,	34		. 1	53			
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					J.		
Reporting Staff Member	er's Name (Print)	Reportin	ng Staff Member's S	ignature	Date and	Time Written	
i. :	-			and the same	1.76	ن الله الله الله الله الله الله الله الل	
		100	REVIEW	The same	可能是對對		
Location/Verification/C	andition of Evidence:		•				
Location/verification/C	offdition of Evidence.						
Elevated to Class I at I	review: If "yes", explain rea	son:					
□ No □ Yes	COMPLETE THIS SE	CTION	NI V FOR REVIE	W OF CLASS	MISCONDUC	THEN	82 31
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1			egation	Confinement to C	Cell/Room	Other	
Status Pending Hearin Reason if Non-Bond:	ng: Bond Non-Bond List		Revoked (must give				
Date and Time Given	The state of the s			lousing Unit of S	tatus:	A COLUMN TO THE STATE OF THE ST	
Date and Time divers							-
Hearing Investigator F	Requested? No \(\Bar\)	Yes	Witnesses Requ	ested?	☐ Yes	a e	
Relevant Documents	Bequested? ☐ No ☐	Yes	If yes, list:				
If yes, list:							
						No ☐ Yes	
Additional Comments:	l.,			24 Hour Notice of	Hearing?	No  Yes	
	_ <del></del>		Hearing Date: Reviewing Office			Review Date and Tin	ne
Reviewing Officer's N	ame (Print )	٠.	neviewing Office	si 3 digitature		11/06	
			Prisoner's Signa	turo		Date	
I have received a copy	y of this report. My signature t I agree with the report.	e does not	Prisorier's Signa	idie			
Prisoner refused	I to sign. Copy given to pris	oner.		. ^	TALL		San No. Line
	W.	AIVER O	F CLASS II OR	III HEARING	<b>操作的数据</b>		V2 1624
Lunderstand I have a	right to a hearing. I waive n	ny right to	Prisoner's Signa	ture		Date	
a hearing and plead of	uilty to all charges. I also w	aive my					
right to appeal and ac	ccept the sanctions imposed NCTIONS IMPOSED (Hear	ing Invest	tigator enters begin	n and end dates	for Class II mis	conducts)	4,50.0
Days Top		ing invoc	Ends:		Counseling/F	Reprimand (Class III or	ıly)
Days Top	s of Privileges Begins:		Ends:		\$	Restitution (Class II or	ıly)
Hours Ext	tra Duty Begins:		Ends:				
Property Disposition	If Applicable:						
	Plea and Imposing Sanction	(Print)	Employee's Sig	nature		Date	#0.#3
1111	Nama (Print)		Hearing Investig	gator's Signature		Date	
Hearing Investigator's	s ivalile (Film)	93					
				la (Olosa IV. Haada)	Investigator (Class	se I & Class II)	
Distribution: Prisoner; C	ounselor File; Record Office Fil	e (Class I a	nd II); Central Office Fi	ie (Ciass I); Hearing	I investigator (Clas	33 1 4 01433 111	

MICHIGAN CHESTAND III MISCONDUCT HEARING REPORT

MICHIGAN CHESTAND III MISCONDUCT HEARING REPORT

CLASS II AND III MISCONDUCT HEARING REPORT

10/10

<b>的。因为自己的</b>	The state of the s	INFORMATIO	N						
Prisoner Number 314685	Prisoner Name <b>Dallas</b>		Facility Code URF	Violation Date 06/10/17					
	MISCONDU	ICT VIOLATIO	)N						
	onduct Charges								
0.000.	ference with the admistration of rul	es							
Class III	hanged by Hearing Officer		Plea						
Misconduct Charge if Changed by Hearing Officer  Plea  ⊠ Guilty □ Not Guilty									
WAIVER OF HEARING									
I understand I have a rig	ght to a hearing. I waive my right to a	Prisoner's Signa	ature /	Date					
hearing and plead guilty to all charges. I also waive my right to appeal and accept the sanctions imposed.  6/14/2017									
appear and accept the s	HEARING REPORT (Do No	ot Complete If	Hearing Waiver						
Evidence and/or priso	ner statement in addition to misconduc	t report: Rrisone	er pleads guilty.	A STATE OF THE PARTY OF THE PAR					
Evidence and/or price	noi outomont in qualitari sa imaganitar	,							
		1.							
		1							
		· .		-					
Reasons for findings:	Prisoner has been afforded all rights	of due process	. The description o	f the violation meets the					
criteria of the charge.	I find the officers statement to be cre	edible and in doi	ng so nna the prison	let guilty of the offargo.					
				~ 3					
		10 E		Q					
		45. (86. (3)	N.	*					
		34:	\$						
		( <b>3</b> )							
		TP-101-12-12-12-12-12-12-12-12-12-12-12-12-12							
The state of the s		NDINGS							
Charge 1		-							
Charge 2	-7.1 <u>- 17.12</u>								
Charge 3 Guil	· —		561						
Charge 4 Guil				with the state of the site of the state of t					
are an area of the second seco	ring Investigator enters begin ar		/	TO BE AND SERVICE STATE OF THE					
Days Toplock	al 1 -	9/5/17		nand (Class III only)					
10 Days Loss of			Restitutio	n (Class II only)					
Hours Extra I Property Disposition if									
	Applicable. eport given to Hearing Investigator for Deliv	very to Prisoner.th	is date:						
Hearing Officer's Name		nature /	F	learing Date					
Lt. J. Burke		()	6	/14/2017					
Hearing Investigator's	Name (Print) Hearing Investigator	's Signature		Date / /					
H. Duras	t lake	iant		6/19/17					
Distribution: Counselor Fi	le; Record Office File (Class II); Prisoner								

## MICHIGAN DEPARTMENT OF CORRECTIONS

CSJ-228 10/10 4835-3228

MISCONDUCT	Prisoner Name:		Facility Code:	Lock:	Violation Date:
Prisoner Number:	Thorier Name.		}	1 - 4 1	1 / / / / -
Time and Place of Vio	lation:	Contraband Remo	val Record Provid		NI/A
hop in 1	+ + 1	Yes Date			N/A
Misconduct Class:	I I II III Cha	arge(s):			
Describe Violation (If	contraband involved, describe in detail	il; identify any other employee	witnesses):		
*	<i></i>		£:		
2 20					
		**			
		7.71			
Reporting Staff Memb	per's Name (Print) Re	eporting Staff Member's S	ignature	Date and	Time Written
	<u></u>	A CONTRACTOR OF THE PROPERTY O	and the second s	/ Sercottion (1980) - 3885700 (1970)	
	<b>第250年 第</b> 264 第364 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4	REVIEW	Personal Services		
Location/Verification/0	Condition of Evidence:				
Florested to Olego Let	rovious II has " amalaia saccasa				
Elevated to Class I at  ☐ No ☐ Yes					
Tay Sales Sales Control	COMPLETE THIS SECTI	ION ONLY FOR REVIE	W OF CLASS	MISCONDUCT	r en et et et e
Status Pending Heari	ing: 🗌 Bond	Segregation	Confinement to 0		Other
Reason if Non-Bond:	Non-Bond List	Bond Revoked (must give			
Date and Time Given	this Status:	Who Notified in H	lousing Unit of S	tatus:	
Handan Investigator	Requested? No Yes	Witnesses Reque	ested? No	☐ Yes	
Hearing Investigator	Hodgestee. But B	If yes, list:		3 <del>=</del> 3	
	Requested? No Yes				
If yes, list:					
Additional Comments		Prisoner Waives	24 Hour Notice o	f Hearing?	No Yes
Additional Comments	5.	Hearing Date: _	· 757		
Reviewing Officer's N	Name (Print )	Reviewing Office	r's Signature		Review Date and Time
	* ,*>	U.S.			
I have received a cor	by of this report. My signature doe	es not Prisoner's Signal	Prisoner's Signature		
necessarily mean that	at I agree with the report.	1	W. The state of th		
Prisoner refuse	d to sign. Copy given to prisoner.		III HEADING	Lange Section Comme	dose-dojanias adamasio
		ER OF CLASS II OR		MARK MARK ITEMS	Date
a hearing and plead	a right to a hearing. I waive my rig guilty to all charges. I also waive ccept the sanctions imposed.	my			
ngin to appear and a	ANCTIONS IMPOSED (Hearing I	nvestigator enters begin	and end dates	for Class II misc	onducts)
Days Top	olock Begins:	Ends:		Counseling/Re	eprimand (Class III only)
Days Los	ss of Privileges Begins:	Ends:	L	] \$ F	Restitution (Class II only)
Hours Ex	V V V V V V V V V V V V V V V V V V V	Ends:			
Property Disposition					Date
Employee Accepting	Plea and Imposing Sanction (Prin	nt) Employee's Sign	nature		Date
Hearing Investigator	's Name (Print)	Hearing Investig	ator's Signature		Date
•	ent de recontrat et este at trasfette)				
Dietribution: Priceses (	Counselor File; Record Office File (Cla	ass I and II): Central Office Fil	e (Class I); Hearing	Investigator (Class	s I & Class II)
Distribution. Prisoner,	Journation I lie, i leading Childe I lie (Old				

MICHIGAN CONTRACTOR OF COLUMN TO SECENTIAN TO SECENT TO SECENT TO SECURITY OF CONTRACT TO SECURITY OF

	GENERAL	INFORMATIO		
Prisoner Number Prisoner Name	*	*	Facility Code	Violation Date
314685 Dallas		<u> </u>	URF	OS/10/17 .
	MISCONDU	CT VIOLATIO	ON	
Hearing Misconduct Charges		7		
Class II		i.		as and
Class III	fficer	n:	Plea	
, , , , , , , , , , , , , , , , , , ,		1 A	□ Guilty	☐ Not Guilty
	WAIVER	OF HEARING		
I understand I have a right to a hearing. I wa		Prisoner's Sign	ature	Date
hearing and plead guilty to all charges. I also appeal and accept the sanctions imposed.	waive my right to	XJ	2.2.0. 00	6/14/2017
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Evidence and/or prisoner statement in add	dition to misconduct	report: Prison	f Hearing Waived er pleads quilty.	Landa Abar Halakatan semberakan seberah
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Reasons for findings: Prisoner has bee	n afforded all rights	of due process	<ol> <li>I he description of the prison</li> </ol>	of the violation meets the ner guilty of the charge.
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Charge 1  Guilty  Not Gui	Ity CMIS Code	426		
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Charge 3 Guilty Not Gui	A SECTION OF THE PER			
Charge 4 Guilty Not Gui	25 DOMESTIC STREET STREET		K(	9
SANCTIONS (Hearing Investigator		d end dates)		
Days Toplock Begins:	72			and the first Sub-Microsoft Associated from the American Advantage of the American American American American
, ,	8/11/17 Ends:	8/26/17		nand (Class III only) on (Class II only)
Hours Extra Duty Begins:			L    Restitution	in (Oldos ii Olily)
Property Disposition if Applicable:		-		
Misconduct Hearing Report given to Hearing	Investigator for Deliv	ery to Prisoner th	nis date:	
Hearing Officer's Name (Print)	Hearing Officer's Sig		H	learing Date
Lt. J. Burke	15/	1 1	6	5/14/2017
Hearing Investigator's Name (Print)	Hearing Investigator	s Signature		Date /
W. Durant	Well	ont		6/19/17

Distribution: Counselor File; Record Office File (Class II); Prisoner

CLASS II AND III MISCONDUCT HEARING REPORT GENERAL INFORMATION Violation Date **Facility Code** Prisoner Name Prisoner Number 06/10/17 **URF** 314685 Dallas MISCONDUCT VIOLATION Misconduct Charges Hearing Out of place  $\boxtimes$ Class II Class III Plea Misconduct Charge if Changed by Hearing Officer ☐ Not Guilty □ Guilty WAIVER OF HEARING Date Prisoner's Signature I understand I have a right to a hearing. I waive my right to a hearing and plead guilty to all charges. I also waive my right to 6/14/2017 appeal and accept the sanctions imposed. HEARING REPORT (Do Not Complete If Hearing Waived Evidence and/or prisoner statement in addition to misconduct report: Prisoner pleads guilty. Reasons for findings: Prisoner has been afforded all rights of due process. The description of the violation meets the criteria of the charge. I find the officers statement to be credible and in doing so find the prisoner guilty of the charge. **FINDINGS** ☐ Not Guilty CMIS Code 436 Guilty Charge 1 CMIS Code \_\_\_\_ ☐ Not Guilty Guilty Charge 2 ☐ Not Guilty CMIS Code Guilty Charge 3 CMIS Code Not Guilty Charge 4 Guilty SANCTIONS (Hearing Investigator enters begin and end dates) Begins: Days Toplock Counseling/Reprimand (Class III only) Ends: 9/3 Begins: 9/2 Restitution (Class II only) Days Loss of Privileges \$ 20 Ends: Begins: Hours Extra Duty Property Disposition if Applicable: Misconduct Hearing Report given to Hearing Investigator for Delivery to Prisoner this date: Hearing Date Hearing Officer's Signature Hearing Officer's Name (Print) 6/14/2017 Lt. J. Burke Date Hearing Investigator's Signature Hearing Investigator's Name (Print) 6/19/1

MICHIGAN CONTRACTOR PROTECTION FOR THE MARKET MARKE

Distribution: Counselor File; Record Office File (Class II); Prisoner

ECF No. 1-2 Filed 11/30/17 PageID.45 Page 10 of 21

MICHIGAN DEPARTMENT OF CORRECTIONS

CSJ-228

MISCONDUCT REPORT

)/10	4835-322

Prisoner Number:	Prisoner Name:		Facility Code:	Lock:	Violation Date:
314685	Dallas		URF	R-401	6/28/2017
Time and Place of Viola 1600 Round Unit D w		Contraband Remov	val Record Provid		N/A
				· ·	
Misconduct Class:	i la li alla da saiba in datail: idar	s): Out of place	witnesses):		
While conducting form	nal count inmate Dallas #314685 was	off his bunk sitting a	t his table. Inma	te Dallas did not	have staff authorization to
be out of his bed at cou	nt time.				84.1
		nett			
Inmete Delles was ided	by door card and unit count board.				
inmate Dalias was ided	by door dard and arm ocarre govern				
*					\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\
Reporting Staff Membe	r's Name (Print) Report	ing Staff Member's Si	ignature	6/28/201	Time Written 17 2100
C/O Robbins	Section of the Control of the Contro		60 000 1NT 070 16 TO 000 16 TO	DIRECT CONTROL OF CONT	
		REVIEW			
Location/Verification/Co	ondition of Evidence:				
Elevated to Class I at r	eview: If "yes", explain reason:				
No ☐ Yes					
	COMPLETE THIS SECTION				
Status Pending Hearin	J	3	Confinement to (	Cell/Room L	Other
Reason if Non-Bond:		d Revoked (must give Who Notified in H		tatus:	
Date and Time Given t	his Status:	VVIIO Notified III I	lousing officer o		18 180
Hearing Investigator R	equested? No Yes	Witnesses Reque	ested?	☐ Yes	
Relevant Documents F	Requested? No Yes	II yes, list.			
If yes, list:	•				
		DiN/sissa	24 Hour Notice o	of Hooring?	No 🗌 Yes
Additional Comments:		Hearing Date:	0/30/20		140 🔲 160
Reviewing Officer's Na	ame (Print )	Reviewing Office			Review Date and Time
S 9 1 P3	be to	Low	The same	er.	6/2/17/a 1835
	of this report. My signature does no	t Prisoner's Signat	ture		Date
necessarily mean that	I agree with the report.			2-	g fr
Prisoner refused	to sign. Copy given to prisoner.		III LICADINO		
	NAV TAKA NESA BONDA KANDA MANAMATAN	OF CLASS II OR			Date .
I understand I have a	right to a hearing. I waive my right to uilty to all charges. I also waive my	Prisoner's Signa	luie		Date 4
right to appeal and ac	cent the sanctions imposed	A - a -		2.5	
SA	NCTIONS IMPOSED (Hearing Inves	5.	and end dates	for Class II misc	conducts)
Days Topl	ock Begins:	Ends: Ends:			eprimand (Class III only) Restitution (Class II only)
Days Loss Hours Ext	s of Privileges Begins: ra Duty Begins:	Ends:		- · - ·	
Property Disposition I	E 25, 26% M			, i	
W. STANDERSON STREET, SANDERSON STANDARD STANDAR	Plea and Imposing Sanction (Print)	Employee's Sigr	nature		Date
4588	and my	- Land	and the second	7	6/20/17
* /	W	Hearing Investig	ator's Signature	and the second s	Date
Hearing Investigator's	s ivaine (Fillit)	ricaling investig		98 88	8
		IN Control Office Fil	a (Class I). Haaring	Investigator (Class	s I & Class II)
Distribution: Prisoner; Co	ounselor File; Record Office File (Class I a	ind ii); Centrai Office Fil	e (Class I), neallig	investigator (Glass	J . J O. 1000 A.)

## MICHIGAN DEPARTMENT OF CORRECTIONS

## CLASS I MISCONDUCT HEARING REPORT

CSJ-240B Rev. 10/10

Prisoner Number	Prisoner Name				y Code	Lock	Violation Date		
314685	Dallas		N	ARF		N-226	12/09/2016		
	Charge(s) ASSAULT AND BATTERY TIME 1907								
If Charge Changed by Hearing Officer ☐ Guilty ☑ Not Guilty									
Misconduct Report Read to and Discussed with Prisoner Hearing Investigation Read to and Discussed with Prisoner    Check If applies									
EVIDENCE/STATEMENTS IN ADDITION TO MISCONDUCT REPORT									
This hearing commenced by this hearing officer viewing video footage. It is marked confidential due to facility security and to protect camera capability)									
Prisoner is present. The hearing is conducted via web cam.  Documents reviewed: prisoner's statement (1 pg); memo from HI McCollum regarding prisoner's transfer to WCC (1 pg); memo from officer Connors (1 pg); memo from HI McCollum regarding video footage (1 pg) (memo is marked confidential due to facility security and to protect camera capability); screening and assessment forms (2 pgs) (marked confidential due to mental health information); relist hearing report (1 pg); video still (1 pg) (marked confidential for facility security and to protect camera capability); and lock history (1 pg).									
Prisoner's statements: He admits he was at WCC (inpatient facility) from 12/12/16 to 1/3/17.  He is asked why they put him on the ground. He states he had been getting a bunch of frivolous tickets. He told them to take him to the hole. They were escorting me. The handcuffs were too tight. SEE PAGE TWO									
	BORDSEYS TERE	REASO	NS FOR FINDINGS	1. (14.1)		Barrier Sept. (1)			
would impair his un recognize he then DUE PROCESS: incident occurred of This hearing is tim footage is sufficient prisoner had an op- the two hearings. violation by the about ASSAULT AND BA	MENTAL HEALTH: I find the assessment is detailed that any mental health issues of prisoner are not of the nature nor would impair his understanding or complying with directives of staff. He discusses the incident in a lucid manner. While I recognize he then went to an inpatient facility, I am unconvinced he is not responsible for his behaver in this incident. DUE PROCESS: The days prisoner was at the inpatient facility and the days of travel are good cause for delay. This incident occurred on 12/9/2016. Prisoner went to the Inpatient facility on 12/12/2016. He arrived at this facility on 1/3/2017. This hearing is timely. Next, prisoner requested no witnesses. I find the three statements in the record along with the video footage is sufficient. I find prisoner did not reasonably cooperate with the investigator in requesting evidence. I find prisoner had an opportunity to read his statement at hearing and declined and had ample opportunity to make statements at the two hearings. He again submitted no evidence to the investigator nor requested any evidence. There is no due process violation by the absence of any evidence.  ASSAULT AND BATTERY: Assault and battery includes physical resistance or physical interference with an employee.								
(See policy 03.03.	105). SEE PAGI	ROPERTY DISPOSITIO	N /for contraband s	ee PD (	04.07.112	2)	elega je sekralje. Na		
	g v el	KOP EKT POOF COMO	it (içi bolliyasana b			-, .			
1. <sub>11</sub>			FINDINGS :	1,11	:: '	Poporti	ng Code 008		
Charge No. 1	☐ Guilly	☐ Not Guilty ☐ Not Guilty		nissed nissed			ng Code 008 ng Code		
Charge No. 2 Charge No. 3	☐ Guilly ☐ Guilly	☐ Not Guilty		nissed			ng Code		
Charge No. 4	☐ Guilty	☐ Not Guilty		nissed			ng Code		
	DISPOS	ITION (select one or m Begins	ore) (Toplock & LOP : Ends	Sanction					
	of Detention			-		Days Credit	No. 40		
	Top Lock	00/00/2047	3/06/2017 \$			Hours Extra D Restitution	outy .		
Misconduct Hearing		y handed to Prisoner by	Hearing Report		o Staff M	ember by Hea	aring Officer for Delivery		
Hearing Officer on Date of Hearing 01	Alexandra versi	Check if Applies)	to Prisoner this  Name of Staff I			(Check if App dmond	(ca) [A]		
Hearing Officer's N		l Hearin	ng Officer's Signature			.s.lg, 1531	Date		
Jacobsen 050			acobsen	81		The state of the s	01/11/2017		
	7 Pecord Office	☐ Central Office File		unselor	File [	Hearing Inve	estigator		

ECTIVED/1 MDGQ=| D.48 Page 13 of 21 Case 2:17-cv-00198-PLM DEPARTMENT OF CORRECTIONS MICHIGA MAR 0.6 2017 REV. 10/10 4835-3418 T FOR REHEARING JAN 27 2017 REQUE PAEARINGS one of the following: This form is to be used only to reque Class 1 Misconduct. a. Notice of Intent to Classify to Administrative Segregation. b. Visitor restriction. c. High or very high risk classification. d. Excess legal property hearing. e. Special Education Individual Education Planning Committee (IEPC) hearing. You MUST attach a copy of the hearing report to this request and, if appealing a misconduct hearing, a copy of the Class 1 Misconduct Report. If they are not attached, this form may be returned to you without a decision. You do not have to include a copy of the hearing investigation packet. Submit the completed form to: Hearings Administrator, Department of Corrections, Office of Legal Affairs, P.O. Box 30003, Lansing, Michigan 48909. This form must be received by the hearings Administrator within 30 calendar days of the date of the decision by the nearing officer. INSTITUTION PRISONER'S NUMBER PRISONER'S NAME TYPE OF HEARING (IF MISCONDUCT, LIST CHARGES ALSO) ARF Class Imisconduct 912016 DATE OF HEARING 1/10/2017 Briefly explain why you believe a rehearing should be ordered: or Physical Interference. alThere was no chance For evidence from me and I Never and Never SeenHI to see Evendece. 3/There is some due process Violations Now That I Look at The hearing Report and The Hearing hand Book. 4/I did have reason to move and It did make a difference; Till They threw mean my face. 5/This is Not Normoah Behavyour for me in the Past Heed This Documentations to Support record. Memcranedum of Law ACI - ADRIAN Correctional I'm Support Brief of Documented OP Institute 05.03.116 A See Attached SIGNATURE OF PERSON REQUESTING REHEARING DECISION Disapproved ☐ Approved – Rehearing Ordered

MAILED APR 21 2077

2.

Returned without action - Not filed within 30 calendar days

HEARINGS ADMINISTRATOR

Prisoner Number   Prisoner Name   Prisoner Name   Facility Code   O7/14/17   O7/14/17   O7/14/17	CLASS PANE	AR INCINI OF CORRECTION OF STREET OF CORRECTION OF STREET OF CORRECTION OF STREET OF S				0.49 Page 14 of 21 10/10
Hearing   Class			GENERAL	INFORMATIO	Facility Code	
Class II Cla			MISCONDU	CT VIOLATIO	N	
Class III		Misconduct Charges	dministration of r	ules		
WAIVER OF HEARING  Understand I have a right to a hearing. I waive my right to a hearing and plead guilty to all charges. I also waive my right to appeal and accept the sanctions imposed.  HEARING REPORT (Do Not Complete If Hearing Waived)  Evidence and/or prisoner statement in addition to misconduct report. Prisoner pleads guilty.  Reasons for findings: Prisoner has been afforded all rights of due process. The description of the violation meets the criteria of the charge. I find the officers statement to be credible and in doing so find the prisoner guilty of the charge. Video supports charge.  FINDINGS  Charge 1	Class III					
Inderstand I have a right to a hearing. I waive my right to a hearing and plead guilty to all charges. I also waive my right to a appeal and accept the sanctions imposed.  HEARING REPORT (Do Not/Complete If Hearing Waived)  Evidence and/or prisoner statement in addition to misconduct report. Prisoner pleads guilty.  Reasons for findings: Prisoner has been afforded all rights of due process. The description of the violation meets the criteria of the charge. I find the officers statement to be credible and in doing so find the prisoner guilty of the charge. Video supports charge.  FINDINGS  Charge 1  Guilty Not Guilty CMIS Code 423	Misconduct Char	ge if Changed by Hearing Of	ficer		100 00000000	Not Guilty
Reasons for findings: Criteria of the charge. I find the officers statement to be credible and in doing so find the prisoner guilty of the charge.  Charge 1 Guilty Not Guilty CMIS Code 423  Charge 1 Guilty Not Guilty CMIS Code 423			WAIVER			
Reasons for findings: criteria of the charge. I find the officers statement to be credible and in doing so find the prisoner guilty of the charge. Video supports charge.    Findings   Fin	I understand I have	ve a right to a hearing. I wai	ve my right to a	Prisoner's Sign	ature	/
Reasons for findings: Prisoner has been afforded all rights of due process. The description of the violation meets the criteria of the charge. I find the officers statement to be credible and in doing so find the prisoner guilty of the charge. Video supports charge.  Charge 1 Guilty Not Guilty CMIS Code 423	appeal and accep	ot the sanctions imposed.		X SPA		- Complete Service Description
Reasons for findings: Prisoner has been afforded all rights of due process. The description of the violation meets the criteria of the charge. I find the officers statement to be credible and in doing so find the prisoner guilty of the charge. Video supports charge.  FINDINGS  Charge 1 Guilty Not Guilty CMIS Code 423		HEARING	REPORT (Do No	Complete l	f Heáring Waive er pleads quilty.	ed)
Charge 1 ☐ Guilty ☐ Not Guilty CMIS Code 423	Evidence and/or	prisoner statement in add	illion to misconduc	creport. Trison	or produce games.	
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Video supports charge.  FINDINGS  Charge 1  Guilty  Not Guilty  CMIS Code 423	Reasons for fin	dings: Prisoner has bee	n afforded all rights	s of due proces: edible and in do	s. The description ing so find the pris	soner guilty of the charge.
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Charge 3 Guilty Not Guilty CMIS Code  Charge 4 Guilty Not Guilty CMIS Code	_		-			
Charge 4 Guilty Not Guilty CMIS Code SANCTIONS (Hearing Investigator enters begin and end dates)	1					
Portage Paging: Ends:			· End	c.		orimand (Class III only)
25 Days Loss of Privileges Begins: 1/30// Ends: 10/30//   Restitution (Class II only)	25 Days I	oss of Privileges Begins	, , .		S Restit	ution (Class II only)
Hours Extra Duty Begins: Ends:		The sound control of the state	: End	s:		
Property Disposition if Applicable:  Misconduct Hearing Report given to Hearing Investigator for Delivery to Prisoner this date:	Property Dispos	sition if Applicable: aring Report given to Hearin	a Investiaator for Del	ivery to Prisoner	this date:	
Hearing Officer's Name (Print) Hearing Officer's Signature/ Hearing Date					<del></del>	
Lt. J. Burke 7/20/2017	_	• #77FC#	4	2/	1	
Hearing Investigator's Name (Print)  Hearing Investigator's Signature  Date  7/2 4// 7	Hearing Investi	gator's Name (Print)	Hearing Investigato	or's Signature		. /
Distribution: Counselor File; Record Office File (Class II); Prisoner	Distribution: Cour	aselor File: Record Office File (	Class II); Prisoner	m/		1/24/1/

MISCONDUCT F	ENTOE 00198-PIMSTI	PG ECF	No. 1-2 filed 1			2,1	SJ-228 5-3228
Prisoner Number: 314685	Prisoner Name: Dallas		5292	Facility Code: URF	Lock: R-401	Violation Date: 7-14-17	
Time and Place of Viol 1955 Round Unit TV		."	Contraband Remov	ral Record Provid	ded to Prisoner?	N/A	
Misconduct Class:	7 1 🛛    🗎	Charge(s)	: Interference with	the administra	ative rules		
Describe Violation (If	contraband involved, describe in risoner Wilson #587957 plug sanctions from 7/8/17 to 8/7/	n detail; identi	fy any other employee	witnesses):	pay machine in	the TV room. Prisoner ess for staff.	r
9							(6)
3	-						
Reporting Staff Memb	er's Name (Print)	Reportin	g Staff Némber's Si	gnature	Date an 7-14-17	d Time Written 7 2100	
Jivicenan		1	REVIEW				
		V	. N=VI=V		ENGLISH PROMERNING DEFENDING CLICKENIE	8 8	
Location/Verification/0	Condition of Evidence:					8	- 11 11 11 12 13 13 13 13 13 13 13 13 13 13 13 13 13
Elevated to Class I at	100			*.		STANDARD AND HANDERS OF A ROSE OF THE CO.	
	COMPLETE THIS S	ECTION C	NLY FOR REVIE	W OF CLASS	MISCONDUC	<b>Л</b>	*
Status Pending Heari Reason if Non-Bond:	ng: Bond Non-Bond List		Revoked (must give			Other	(a *) + (3)
Date and Time Given	this Status:		Who Notified in H	lousing Unit of S	Status:	-	1.3
Hearing Investigator	ricidaseise. E - E	Yes	Witnesses Reque	ested?	Yes	# - 27 - 40)	*!
Relevant Documents If yes, list:	Requested? No \( \square\)	Yes		, <sup>3</sup> h.			
Additional Comments	5:		Prisoner Waives Hearing Date:	7-16-		No ☐ Yes	
Reviewing Officer's N	Name (Print)		Reviewing Office	r's Signature	5	Review Date and Ti	me /57
necessarily mean that	by of this report. My signature at I agree with the report. I do to sign. Copy given to pri		Prisoner's Signal	esuse	d	Date	
			F CLASS II OR	III HEARING			
a hearing and plead	a right to a hearing. I waive guilty to all charges. I also	waive my	Prisoner's Signa	ture *	v	Date	
right to appeal and a	ccept the sanctions impose ANCTIONS IMPOSED (Hea	a. Rind Invest	igator enters begin	and end dates	for Class II mis	sconducts)	
Days To			Ends: Ends: Ends:		Counseling/	Reprimand (Class III o Restitution (Class II o	only) only)
Property Disposition						(4)	
	Plea and Imposing Sanctic	on (Print)	Employee's Sign	nature		Date	Z.
Hearing Investigator	s Name (Print)	a policy	Hearing Ir	r's Signature	7/2	4/ -Date	- i

#### Case 2:17-cv-00198-PLM-TPG ECF No. 1-2 filed 11/30/17 PageID.51 Page 16 of 21

### MICHIGAN DEPARTMENT OF CORRECTIONS

CSJ-240D 12/90 4835-4243

Class I Misconduct (Type of Hearing)		HEARING REPORT - Continuation Page No. 2				
Prisoner Number Prisoner Name 314685		Dallas	Institution ARF	Violation/Notice Date 12/9/2016		

#### EVIDENCE CONT:

He asked them to move the cuffs or loosen the cuffs. He is told the video shows him being escorted and it looks like at one point he raises his shoulder He said he may have twitched. He is asked about the third person and he states it was a sergeant. He names Sgt. Davis. He said he had two officers one on each arm and Sgt. Davis.

He is informed the hearing is adjourned to obtain another statement. This hearing officer also wants to re-review the video footage. Adjourned on 1/9/17.

The investigator was called to expedite obtaining information and asked to obtain a statement from the sergeant who was ;present on the scene.

HEARING IS RECONVENED on 1/10/2017. Prisoner is present. This hearing is conducted via web cam.

Document reviewed: statement of Sgt. Davidson (1 pg).

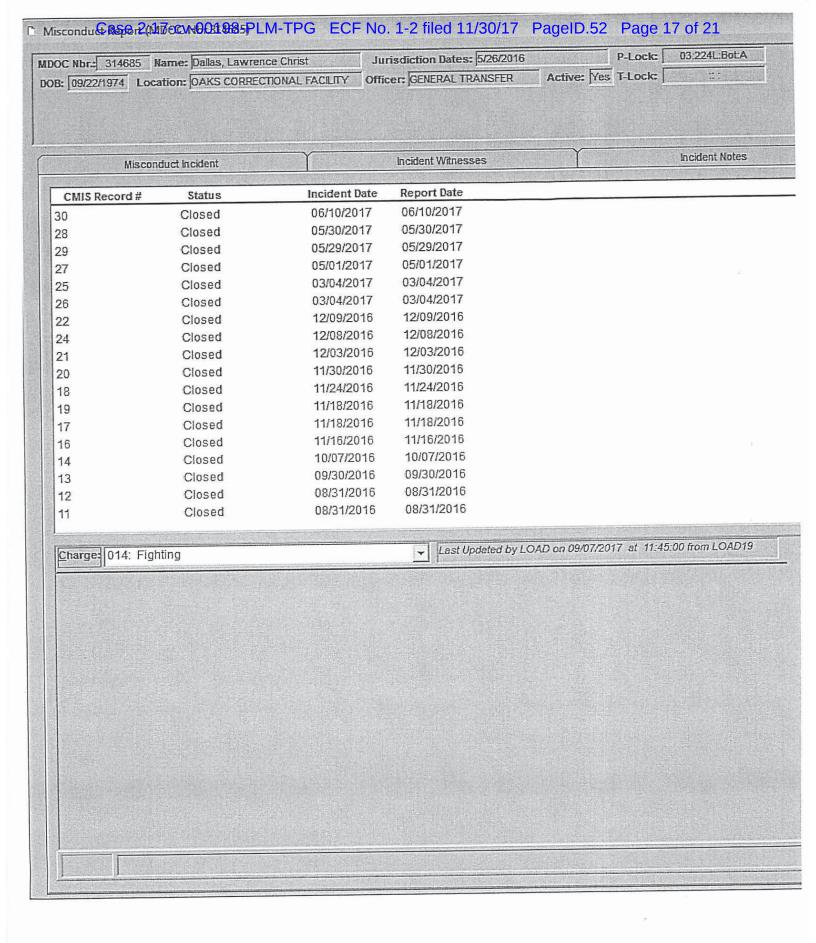
Prisoner's statements: He is asked if staff said to stop resisting and he states "no" appearing to refer to the sergeant. He then states he had issues with the sergeant. He wrote him another misconduct. He cannot remember the charge. He is asked for what and he states he was looking at him and he questioned the sergeant why he was looking at him like that. He then admits the officers told him to stop resisting. He is asked why they would make these statements if he was not doing the same and he states he does not know. He states maybe it was a reason to throw him on the ground. It is discussed that his shoulder can be seen moving. He is asked why this is and he states it probably moved when he was moving the cuffs. He cites to a written statement. He is told he can read it. He is asked what else he has to say about this particular incident. He then indicates he does not need to read it. He is asked if he has anything to add and prisoner states he has nothing really to add. Prisoner is informed of the decision, sanctions, and dates.

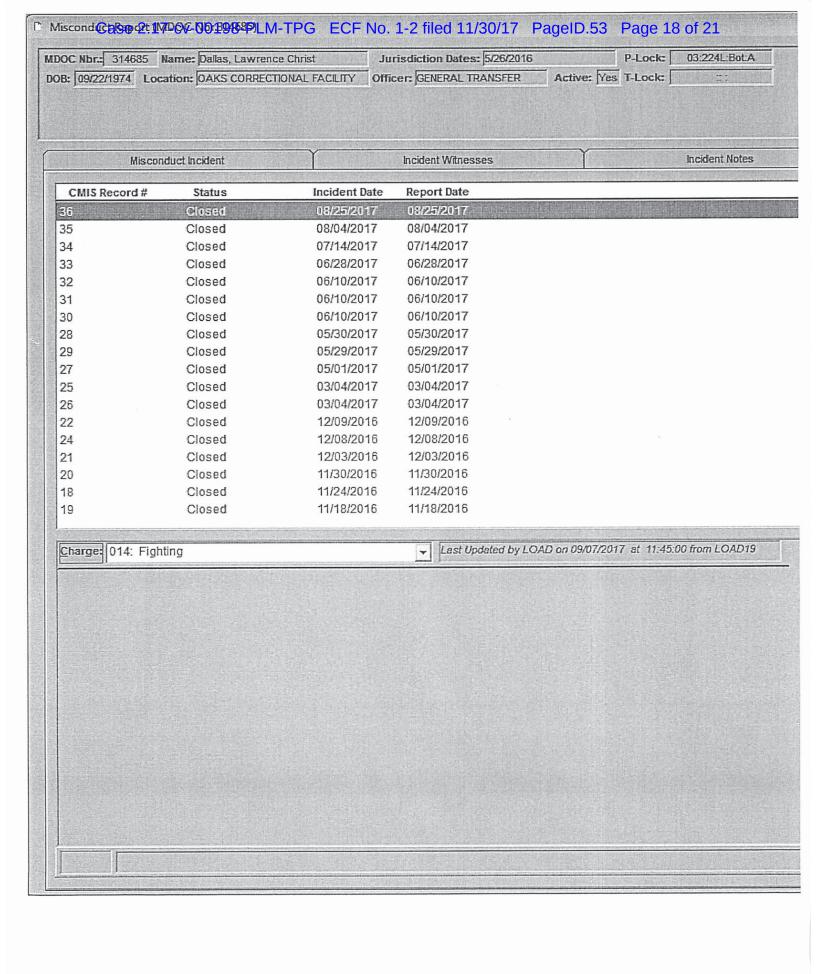
#### REASONS FOR FINDINGS CONT:

Prisoner admits staff told him to stop resisting. He admits it at hearing and includes it in his written statement. Logically, if staff are telling him to stop resisting, he is engaged in some movement other than just holding his arms down and walking along. He admits staff put him on the ground. Again, it is logical to conclude prisoner is then engaged in some behavior which is noncompliant with the staff's directives. Prisoner states the cuffs were too tight. He admits at one point he may have twitched. When asked why his shoulder appeared to move, he said he probably moved when he was moving the cuffs. I am unclear how moving is going to help his situation regarding his cuffs. Three staff are consistent prisoner pulled away during the escort. While there certainly was not an extreme struggle with arms flaying, etc., this is not required for this charge. If prisoner pulled while the officers are escorting, he is physically interfering with the escort. He again should just be walking along with his arms down. I am unpersuaded he could not have done the same. Whether the sergeant wrote him a misconduct on another occasion regarding prisoner looking at him, etc. is not convincing to support this charge is falsified. I recognize he states staff wrote him frivolous misconducts. Each misconduct is the subject of its own hearing. Just because he was written misconducts on other dates is not dispositive. He cites to no issues with the two officers involved in the escort. I find prisoner did physically interfere and resist staff. There are further findings in a supplemental confidential hearing report which is marked confidential for facility security and camera capability. Charge is upheld.

HEARING OFFICER'S NAME & CMIS CODE (Typed)  Jacobsen 050	Copy of Hearing Report Prisoner by Hearing Of	(check if applies)		
HEARING OFFICER'S SIGNATURE	Copy of Hearing Report Given to Staff Member by Hearing Officer for Delivery to Prisoner this date 1/10/2017 (check if a			
/s/Jacobsen	Date of Hearing 1/11/2017	(Name & Clock No. of Staff I HI Edn		

DISTRIBUTION: White - Institution; Green - Central Office; Canary - Prisoner; Pink - Visitor/Counselor; Goldenrod - Hearing Investigator





Case 2:17-cv-00198-PLM-TPG ECF No. 1-2 filed 11/30/17 PageID.54 Page 19 of 21 CSJ-240B CLASS I MISCONDUCT HEARING REPORT

## **CLASS I MISCONDUCT HEARING REPORT**

Prisoner Number	ımber Prisoner Name			Lock	Violation Date	
314685	Dallas				12/09/2016	
Charge(s) ASSAULT AND E	BATTERY TIME 1907					
If Charge Changed	by Hearing Officer		Plea 🔲 Gui	lty 🛭	☑ Not Guilty	
Misconduct Report Hearing Investigation	Read to and Discussed with Prisoner on Read to and Discussed with Prisone	(check if applies		aring Investig eck if applies)	ation Requested	
	EVIDENCE/STATEMENT		CONDUCT REF	ORT	P-78-8/6***	
This hearing comr protect camera ca	nenced by this hearing officer view pability)	ing video footage. It is	marked confid	ential due t	o facility security and to	
Documents review memo from officer due to facility secu to mental health in protect camera ca	at. The hearing is conducted via well yed: prisoner's statement (1 pg); mer Connors (1 pg); memo from HI Mourity and to protect camera capabilinformation); relist hearing report (1 pg).	emo from HI McCollus Collum regarding vide ty); screening and as pg); video still (1 pg)	eo footage (1 pe sessment forme (marked confid	g) (memo is s (2 pgs) (m ential for fa	marked confidential arked confidential due	
He is asked why t	ents: He admits he was at WCC (in hey put him on the ground. He stable. They were escorting me. The least	ites he had been getti	ng a bunch of f ht. SEE PAGE	rivolous tick	ets. He told them to	
incident occurred This hearing is tin footage is sufficie prisoner had an o the two hearings. violation by the al ASSAULT AND E	The days prisoner was at the inpar on 12/9/2016. Prisoner went to the nely. Next, prisoner requested nownt. I find prisoner did not reasonable protunity to read his statement at the again submitted no evidence to be sence of any evidence.  SATTERY: Assault and battery including.	e inpatient facility on a vitnesses. I find the th ly cooperate with the in hearing and declined to the investigator nor in	ree statements investigator in rand had ample requested any ce or physical in	e arrived at in the reco equesting e opportunity evidence.	this facility on 1/3/2017. rd along with the video evidence. I find r to make statements at There is no due process	
20 P. S.	PROPERTY DISPOS	THOM (for contrabation		-,		
		FINISINGS				
Charge No. 1 Charge No. 2 Charge No. 3 Charge No. 4	☐ Guilty ☐ Not Gu	illty Dis	missed missed missed missed	Repo Repo	rting Code rting Code rting Code rting Code	
	DISPOSITION (select one Begins	or more) (Toplock & LOF Ends	Sanctions End a	t 6:00 am)		
Days	of Detention			Days Credit		
	Top Lock	0010010047	Hours Extra Duty			
Misconduct Hearing	Loss of Privileges 02/09/2017  ng Report personally handed to Prisone	03/06/2017 \$ er by Hearing Repo	rt given to Staff N s date: 1/11/201	Restitution  Member by H	earing Officer for Delivery	
Hearing Officer on Date of Hearing 0		Name of Staff		dmond	-Piico) (23	
Hearing Officer's I		learing Officer's Signatu		200	Date	
Jacobsen 050	The state of the s	s/ Jacobsen		(5)	01/11/2017	
DISTRIBUTION	☐ Record Office ☐ Central Office F	ile Prisoner C	ounselor File	] Hearing In	vestigator	

MICHIGAN CASSA 2:117 NOV POLICE MATERIAN TOPG ECF No. 1-2 filed 11/30/17 PageID.55 Page 20 of 21 csj-228 MISCONDUCT REPORT

	The second of th			F100-0 1	Look	Violation Date:	
Prisoner Number: 314685	Prisoner Name: DALLAS	Facility Code: Lock: URF M 143		Lock: M 143	09/30/2016		
			Contraband Removal Record Provided to Prisoner?				
Time and trace of violation.			☐ Yes Date ☐ ☐ N/A				
Misconduct Class:	I 🛛 II 🔲 III	Charge(s)	: Out of Place	\			
Describe Violation (If co	ntrahand involved describe in	detail: ident	ify any other employee	witnesses):		-1000	
At the above time and	I place this officer directly of	bserved p	risoner DALLAS 3146	685 enter the Ma	rquette Unit lobby	returning from the chow	
hall when this officer as	ked DALLAS why he went t	o the chow	w hall he replied "I wa	as going to eat."	DALLAS locks in i	M-143 and A-wing was	
not released for chow up	ntil 1226 hrs. DALLAS had r	no callout	or staff authorization	to leave the hous	sing unit early.		
IDILL MDCCID							
ID'd by MDOC ID card.							
				63			
Departing Cloff Marsh	r'e Name (Print)	Reportin	ng Staff Member's Sig	nature	Date and	Time Written	
Reporting Staff Member	is ivalle (Filit)	C/O	ig otali Mellibei s olg	griature 	THE RESERVE OF THE PROPERTY OF	16 @ 1335 hrs.	
C/O Benoit		0/0	Separate Market Separate Separ	To I Stable Registrates to provide a registrate	00/00/20	15 to 1550 fills.	
			REVIEW				
Location/Verification/Co	ondition of Evidence:						
(0.24							
Elevated to Class I at re	eview: If "yes", explain reas	son:					
□ No □ Yes	N					Continue of the Organic Continue of the Contin	
	COMPLETE THIS SE	CTION C			The second secon		
Status Pending Hearing	g: 🗌 Bond	Segre	gation	Confinement to C	ell/Room	Other	
Reason if Non-Bond:	☐ Non-Bond List	Bond	Revoked (must give re	eason)			
Date and Time Given this Status:  Who Notified in Housing Unit of Status:							
Hearing Investigator Re	Hearing Investigator Requested? ☐ No ☐ Yes Witnesses Requested? ☐ No ☐ Yes						
If yes, list:							
Relevant Documents Requested? No Yes							
If yes, list:							
Additional Comments:	E = 10 10 E		Prisoner Waives 2	4 Hour Notice of	Hearing? 🖾 N	lo 🗌 Yes	
			Hearing Date:	1			
Reviewing Officer's Nar	me (Print )		Reviewing Officer'	s Signature	F	Review Date and Time	
_ 0	n n					I I was	
>G I	Lanca.		>C /		15	U. 1- R. O. KIS	
I have received a copy	of this report. My signature	does not	Prisoner's Signature Date			ate	
necessarily mean that I							
Prisoner refused t	o sign. Copy given to prisor	Location and Committee		KORNOVANI ALEKSINI MARKA			
	WA	IVER O	F CLASS II OR II				
I understand I have a ri	ght to a hearing. I waive my	right to	Prisoner's Signatu	ire		ate	
a hearing and plead gu	ilty to all charges. I also wa						
right to appeal and acco	ept the sanctions imposed.		and the same		. (A994)	V	
SAN	CTIONS IMPOSED (Hearin	ng Investi	gator enters begin a	and end dates for	or Class II misco	nducts)	
Days Toplo	ck Begins:	10-10-		-7-11/ D		rimand (Class III only)	
Days Loss	of Privileges Begins:		Ends:		\$ Re	stitution (Class II only)	
Hours Extra			Ends:				
Property Disposition If	0-22 TORS						
	ea and Imposing Sanction (	Print)	Employee's Signa	ture		Date	
2(2.0) 00 7.000(2.1.19 1 1	mpromg oundain (			1		3 10 2	
56 1	7.2. M	to the contract of the contract of	- T			1. 1. 1. 16.	
Hearing Investigator's N	Name (Print)		Hearing Investigation	tor's Signature	ayr i i	Date	
			1			12 PA V	

CLASS I N	Prisoner Name			Facility Co		Lock	Viola	tion Date	ė
314685	Dallas		**************************************	URF	F 1	M-211	10/0	7/2016	n
Charge(s)	*	,	•	14		**	) <del>y</del>		
Threatening									
If Charge Char	nged by Hearing Officer				Plea	_			
. , "					☐ Guil	•	Not Guilt		
	port Read to and Discussed with Prisc igation Read to and Discussed with Pri	isoner	(check if applied (check if applied)	s)	Che (che	ring Investiga ck if applies)	ation Requ	eșted	8
	EVIDENCE/STATE	MENTS IN	ADDITION TO M	SCON	DUCT R	EPORT			•
page. Prison threat to the o sandwich. Hi center. He sta out No furth	arding the video that is marked cor er is informed that there is no video fficer. He states they rusehd him of E states an officer asked him how the tes that the Sgt was looking at me her evidence is requested or is necessaring report woul dbe delivered to	o. Prisone out of the f was that s harshly. essary. P	er states he doe food service. The andwich? He s He states he as	s not ke ne office states to sked fo	now ho cer told l that the or the ca	w to plea. him he could Sgt told him mera as his	He state d not take n to go to s viens we	es he made e out the the control ere not stick	no
T.	<b>⊕</b> ,							Ç	
							1		
• .									
4.50		REASON	S FOR FINDING	S		ij			-
center, his tee evidence that	g officer because Sgt Davidson he th were clenched and veins were the reporting officer has lied or fab d found credible. The charge is up	bulging fronce ricated his	om his neck and	did ID	him by	the above his ID card g officer is o	. I find	no credible	9
	a. W								
81	•					W .		7	
. · · · ·	PROPERTY DIS	POSITION	(for contraband	see PI	04.07.1	112)			
	* (ge		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			,			
Chargo No. 1	M 0		INDINGS			•	E		
Charge No. 1 Charge Nc. 2	☐ Guilty ☐ Not G☐ Guilty ☐ Not G☐ No		☐ Dismis			Reportir		012	
Charge No. 3	☐ Guilty ☐ Not G		☐ Dismis	***	• ;	Reportir	_		
Charge No. 4	☐ Guilty ☐ Not G		☐ Dismis			Reportir	·		
onargo rto. T		-	e) (Toplock & LOP		one End	Reportin	ig Code		_
	Begins		Ends		ono Ena	at 0.00 a,	(17.)		
The Contract of the Contract o	vs of Detention 10/12/2016	10/2	22/2016			Days Cre	edit	50	
3-3.27	ys Top Lock	_				Hours Ex			
11)	ys Loss of Privileges			\$		Restitution	on .	<b>!</b>	
Misconduct Hearing Officer	on this date: (Check if Applies)		Hearing Report giverisoner this date:	ven to \$ 10/12	Staff Mer /2016 (0	mber by Hear Check if Applies	ring Office s) 🛛	r for Delivery	to
Date of Hearing	10/12/2016	·. 1	Name of Staff Me	mber	McCo	llum	*		
Hearing Officer	s Name	learing Offi	cer's Signature				Pate .	-tives	
Theut 048		1	<del></del> .			4	0.40.15		÷
Tileut 046		1/		\$0		1	0-12-16		: 1