

MICHIGAN DEPARTMENT OF CORRECTIONS
CLASS I MISCONDUCT HEARING REPORT

DELIVERED MAR 01 2018 CSJ-240B
 HI McCollum Rev. 10/10

Prisoner 187131	Prisoner Name Gould	Facility Code URF	Lock B 176	Violation Date 01/28/2018
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Charge(s)
Possession of Dangerous Contraband

If Charge Changed by Hearing Officer	Plea <input type="checkbox"/> Guilty <input checked="" type="checkbox"/> Not Guilty
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Misconduct Report Read to and Discussed with Prisoner <input checked="" type="checkbox"/> (check if applies)	No Hearing Investigation Requested <input type="checkbox"/> (check if applies)
Hearing Investigation Read to and Discussed with Prisoner <input checked="" type="checkbox"/> (check if applies)	

EVIDENCE/STATEMENTS IN ADDITION TO MISCONDUCT REPORT

The hearing is conducted via video teleconferencing. 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 Officer Slocum entering the cell to shake it down and leaving a while later with something in his hand. 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 was set up, Memo regarding the Video that is found to be confidential for the security of the facility, Contraband Removal Record and picture. Prisoner Gould states that it was not his and anyone could have put it there and when asked said he had no searched in weeks. Prisoner has nothing further to add. No further evidence is requested or is needed. Prisoner is informed of the findings, sanctions and sanction dates and told that he will receive the report later.

REASONS FOR FINDINGS

Prisoner Gould had in his area of control behind his locker and therefore in his possession a 3 inch wrapped piece of metal without staff authorization on 1-28-18 at 1910 hrs. This item is not listed in the definition of Dangerous Contraband or in the Attachments to the Tool Control Policy so it is not Dangerous Contraband. It may be a weapon but Possession of a Weapon is not a Lesser Included charge. A prisoner is not allowed to possess pieces of metal. Per PD 03.03.105, a prisoner is presumed to be in possession of anything in his area of control and required to search his area of control frequently to make sure it is free from contraband. Prisoner Gould does not rebut the presumption of possession as he had no searched in weeks and since it was a routine search and the officer did not immediately go to the area it was located it is not believed to be a set up. The charge is REDUCED to the Lesser Included charge is CLASS 3 Contraband.

PROPERTY DISPOSITION (for contraband see PD 04.07.112)

It should be destroyed

FINDINGS

Charge No. 1	<input checked="" type="checkbox"/> Guilty	<input type="checkbox"/> Not Guilty	<input type="checkbox"/> Dismissed	Reporting Code 049
Charge No. 2	<input type="checkbox"/> Guilty	<input type="checkbox"/> Not Guilty	<input type="checkbox"/> Dismissed	Reporting Code _____
Charge No. 3	<input type="checkbox"/> Guilty	<input type="checkbox"/> Not Guilty	<input type="checkbox"/> Dismissed	Reporting Code _____
Charge No. 4	<input type="checkbox"/> Guilty	<input type="checkbox"/> Not Guilty	<input type="checkbox"/> Dismissed	Reporting Code _____

DISPOSITION (select one or more) (Toplock & LOP Sanctions End at 6:00 am)

_____ Days of Detention	_____ Begins	_____ Ends	_____ Days Credit
_____ Days Top Lock	_____	_____	_____ Hours Extra Duty
10 Days Loss of Privileges	02/06/2018	02/16/2018	\$ _____ Restitution

Misconduct Hearing Report personally handed to Prisoner by Hearing Officer on this date: _____ (Check if Applies)

Hearing Report given to Staff Member by Hearing Officer for Delivery to Prisoner this date: **2/6/2018** (Check if Applies)

Date of Hearing **02/06/2018**

Name of Staff Member **McCollum**

Hearing Officer's Name

Hearing Officer's Signature

Date

O'Brien 052



2-6-18

MICHIGAN DEPARTMENT OF CORRECTIONS
HEARING INVESTIGATION REPORT

CAJ-681
REV. 2/90
4835-0681

Number: 187131	Name: Gould	Date Seen: 1/29/2018	Time Seen: 1325
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PRISONER'S STATEMENT: I did not have anything behind my locker. I know that I was not getting along with one of cubies
and I would not put it past him to place this there to get me moved from the cube. I would like to have the cameras checked to show
that I was not the one that placed it there.

WITNESSES REQUESTED: Yes No

1. Camera 2. _____
3. _____ 4. _____

QUESTIONS TO STAFF WITNESSES: _____

#1. Durant

Signature: 	Date: 1/29/18
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MICHIGAN DEPARTMENT OF CORRECTIONS
MISCONDUCT REPORT

CSJ-228
 10/10 4835-3228

Prisoner Number: 187131	Prisoner Name: Gould	Facility Code: URF	Lock: B-176	Violation Date: 1/28/2018
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Time and Place of Violation: 1910 Baker Unit Cube 173-180	Contraband Removal Record Provided to Prisoner? <input checked="" type="checkbox"/> Yes Date 1/28/2018 <input type="checkbox"/> N/A
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Misconduct Class: I II III Charge(s): Possession of Dangerous Contraband

Describe Violation (If contraband involved, describe in detail; identify any other employee witnesses):
 At the above time and date during a routine cube search, I discovered a piece of metal 1/4"x31/4". With the last 3" wrapped in paper, stuck to the back side of locker #76. This locker is Prisoner Goulds' #187131 area of control. Prisoners are not authorized to have these materials. At no time did prisoner Gould have staff authorization to have this.

Photo Attached

Identified by MDOC ID card.

Reporting Staff Member's Name (Print) Slocum, T.	Reporting Staff Member's Signature <i>T. Slocum</i>	Date and Time Written 01/28/2018 @ 1950
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REVIEW

Location/Verification/Condition of Evidence: Class 1 contraband locker.

Elevated to Class I at review: <input type="checkbox"/> No <input type="checkbox"/> Yes	If "yes", explain reason:
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COMPLETE THIS SECTION ONLY FOR REVIEW OF CLASS I MISCONDUCT

Status Pending Hearing: <input type="checkbox"/> Bond <input type="checkbox"/> Segregation <input type="checkbox"/> Confinement to Cell/Room <input type="checkbox"/> Other
Reason if Non-Bond: <input checked="" type="checkbox"/> Non-Bond List <input type="checkbox"/> Bond Revoked (must give reason)

Date and Time Given this Status: 1/29/18 @ 2020	Who Notified in Housing Unit of Status: Seccom
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Hearing Investigator Requested? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes	Witnesses Requested? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes
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Relevant Documents Requested? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes If yes, list: Will provide to all	If yes, list: Will provide to all
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Additional Comments:	Prisoner Waives 24 Hour Notice of Hearing? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes Hearing Date: 1/29/18
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Reviewing Officer's Name (Print) Sgt A. [Signature]	Reviewing Officer's Signature <i>Sgt A. [Signature]</i>	Review Date and Time 1/29/18 @ 2020
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I have received a copy of this report. My signature does not necessarily mean that I agree with the report. <input type="checkbox"/> Prisoner refused to sign. Copy given to prisoner.	Prisoner's Signature <i>[Signature]</i>	Date 1/28/18
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WAIVER OF CLASS II OR III HEARING

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.	Prisoner's Signature	Date
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SANCTIONS IMPOSED (Hearing Investigator enters begin and end dates for Class II misconducts)

_____ Days Toplock Begins: _____ Ends: _____	<input type="checkbox"/> Counseling/Reprimand (Class III only)
_____ Days Loss of Privileges Begins: _____ Ends: _____	<input type="checkbox"/> \$ _____ Restitution (Class II only)
_____ Hours Extra Duty Begins: _____ Ends: _____	

Property Disposition If Applicable: _____

Employee Accepting Plea and Imposing Sanction (Print)	Employee's Signature	Date
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Hearing Investigator's Name (Print)	Hearing Investigator's Signature	Date
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MICHIGAN DEPARTMENT OF CORRECTIONS
CONTRABAND REMOVAL RECORD

4835-3284
 CSJ-284 12/01

Date: 1-28-18 Time: 1950 Staff Member's Name: T. Slocum Badge No:

Prisoner Name: Gould Prisoner Number: 187131 Lock: B-176 Facility: URF

Location Contraband Found:

ITEM	DESCRIPTION AND REASON FOR CONFISCATION (DESCRIBE FULLY):
1	(1) piece of metal 1/4" x 3 1/4", with 195t 3" wrapped in paper
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SECURED IN OR TURNED OVER TO: Class 1 Contraband locker DATE: 1-28-18 TIME: 2000

FOR HEARING OR INSPECTION

RETURNED TO PRISONER AFTER INSPECTION & WITHOUT ACTION TAKEN DATE TIME

PRISONER - PRINT NAME: SIGNATURE:



131281
p1n09
Gould