



STATE OF MICHIGAN
DEPARTMENT OF CORRECTIONS
LANSING

RICK SNYDER
GOVERNOR

HEIDI E. WASHINGTON
DIRECTOR

STEP III GRIEVANCE DECISION

95959

28A

To Prisoner: Gould # 187131
Current Facility:
Grievance ID #: URF-17-12-3716-28A
Step III Received: 1/26/2018

Your Step III appeal has been reviewed and considered by the Grievance Section of the Office of Legal Affairs in accordance with PD 03.02.130, "Prisoner/Parolee Grievances".

THE REJECTION IS UPHELD.

THIS DECISION CANNOT BE APPEALED WITHIN THE DEPARTMENT.

Richard D. Russell, Manager Grievance
Section, Office of Legal Affairs

Date Mailed:

FEB 23 2018

cc: Warden, Filing Facility:

JAN 28

PRISONER/PAROLEE GRIEVANCE APPEAL FORM Rec'd 1/05/19

Date Received by Grievance Coordinator at Step II: JAN 08 2018

Grievance Identifier: URF117112137116128A

INSTRUCTIONS: THIS FORM IS ONLY TO BE USED TO APPEAL A STEP I GRIEVANCE

The white copy of the Prisoner/Parolee Grievance Form CSJ-247A (for the goldenrod copy if you have not been provided with a Step I response in a timely manner) **MUST** be attached to the white copy of this form if you appeal it at both Step II and Step III.

RECEIVED MDOC
JAN 26 2018
Office of Legal Affairs

If you should decide to appeal the Step I grievance response to Step II, your appeal should be directed to: URF
Warden's Office by 1-16-18. If it is not submitted by this date, it will be considered terminated.
untimely

If you should decide to appeal the response you receive at Step II, you should send your Step III Appeal to the Director's Office, P.O. Box 30003, Lansing, Michigan, 48909.

Name (Print first, last)	Number	Institution	Lock Number	Date of Incident	Today's Date
<u>GOULD, RAND W.</u>	<u>C-187131</u>	<u>URF</u>	<u>B-176</u>	<u>12/15/17</u>	<u>1/06/18</u>

STEP II - Reason for Appeal A grievance should not be rejected because grievance coordinator M. McLean cannot differentiate between a grievance in 11/30/17 violation of OP 05.03.118A(C)(6)(a) in concern of San Francisco Bay News, Nov. 2017 and Workers World, Vol 59, No. 47, Nov 23, 2017, and the violation of OP 05.03.118A(C)(6)(a) that occurred on 12/15/17 in concern of Workers World, Vol. 59, No. 49, Dec. 7, 2017 - an entirely different paper on an entirely different date. Following this line of illogic, one can only conclude that a prisoner could violate a rule repeatedly and only be written one misconduct, as in the instant case, mail room staff are violating and OP repeatedly. One violation, one grievance or one misconduct. Remedy demanded if Step I must be granted and M. McLean must be subject to employee discipline per PD 02-03:100 1/06/18

STEP II - Response

Date Received by Step II Respondent:
JAN 08 2018

See Attached

CONNIE HERTON, Warden Respondent's Name (Print)
Chorton Respondent's Signature
1/10/18 Date

Rec'd 1/17/18
Date Returned to Grievant:
1-12-18

STEP III - Reason for Appeal Step II non-response, i.e., rubber stamp, only serves to show the staff corruption at URF is aided and abetted if not created, by the warden Connie Herton's failure to perform her duties in violation of employee work rules, PD 02-03:107, MCL 15.342, MCL 19.142, MCL 750.473, rising to the level of a conspiracy to deprive grievant of his civil rights in violation of 18 USC §§ 241 & 242. As such, this matter should be turned over to Internal Affairs for investigation, if not the appropriate Federal and state authorities.

NOTE: Only a copy of this appeal and the response will be returned to you.

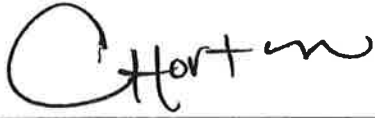
STEP III - Director's Response is attached as a separate sheet.

DISTRIBUTION: White - Process to Step III; Green, Canary, Pink - Process to Step II; Goldenrod - Grievant

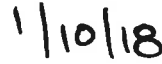
STEP II GRIEVANCE RESPONSE FOR PRISONER GOULD 187131 B-176 (URF)

Grievance URF 1712 3716 28A, has been reviewed.

The Step I rejection has been reviewed by the Warden's Office in accordance with PD 03.02.130, Prisoner/Parolee Grievances" and the rejection is upheld at Step II.



Connie Horton, Warden



Date

CH/ka

MICHIGAN DEPARTMENT OF CORRECTIONS
PRISONER/PAROLEE GRIEVANCE FORM

4835-4247 10/94
 CSJ-247A

Date Received at Step I 12 21-17 Grievance Identifier: URF 117112 1371161 125A

Be brief and concise in describing your grievance issue. If you have any questions concerning the grievance procedure, refer to PD 03.02.130 and OP 03.02.130 available in the prison Law Library.

Name (print first, last)	Number	Institution	Lock Number	Date of Incident	Today's Date
GOULD RAND W.	C-187131	URF	B-176	12/15/17	12/19/17

What attempt did you make to resolve this issue prior to writing this grievance? On what date? 12/17/17
 If none, explain why. IC Lufford informed me that mail room staff has stated they will continue to peel off mailing labels on newspapers, magazines, etc. and as such, will continue to violate OP 03.119A (c) (2) as they have done in the instant case.

State problem clearly. Use separate grievance form for each issue. Additional pages, using plain paper, may be used.
 Four copies of each page and supporting documents must be submitted with this form. The grievance must be submitted to the Grievance Coordinator in accordance with the time limits of OP 03.02.130.

On 12/15/17, grievant received Workers World Vol. 59, No. 49 Dec. 7 2017, with its mailing label peeled off, despite it having been sent directly from the publisher through exempted from summary service of USPS mail by OP 03.03.119A (c) (2) (i). Consequently, URS mail room employees have shown they have no intention of complying with said procedure and have violated MCL 17.112, 9CL 750.415, 8 Gellars PD 01.04.110(A), PD 02.03.110, PD 03.03.130 and MDOC Work Rules 7, 3, 5, 9, 13, 22, 27, 33 & 47 while engaging in a conspiracy to violate grievant's civil rights. See 18 USC §§ 241 & 242. Wherefore, grievant demands this matter be turned over to internal Affairs for investigation, with URS mail room employees exposed to discipline pursuant to PD 02.03.100, if it is not turned over to the Michigan State Police or Attorney General or for the FBI and U.S. Attorney General, and for U.S. Postal Inspector for investigation and prosecution.

Grievant's Signature [Signature] 12/19/17

RESPONSE (Grievant Interviewed?) Yes No If No, give explanation. If resolved, explain resolution.)

See attached response

11/7/17

<u>[Signature]</u> Respondent's Signature	<u>12-21-17</u> Date	<u>[Signature]</u> Reviewer's Signature	<u>12/20/17</u> Date
<u>[Name]</u> Respondent's Name (Print)	<u>[Title]</u> Working Title	<u>[Name]</u> Reviewer's Name (Print)	<u>[Title]</u> Working Title

Date Returned to Grievant: 12-27-17 If resolved at Step I, Grievant sign here. Resolution must be described above. Grievant's Signature _____ Date _____

DISTRIBUTION: White, Green, Canary, Pink — Process to Step One; Goldenrod — Grievant

Michigan Department of Corrections
GRIEVANCE REJECTION LETTER

DATE: Thursday, December 21, 2017

TO: GOULD RAND W 187131 **LOCATION:** URF B 176

FROM: M. McLean, Grievance Coordinator

SUBJECT: Receipt/Rejection/Denial for Step I Grievance

Your Step I grievance regarding **Grievance Rejections**

was received in this office on **12/21/17** and was rejected due to the following reason:

Your grievance is being rejected because the issue you specify is a duplicate of the grievance listed at the end of this paragraph that has already been processed. Grievance denied.

Any future references to this grievance should utilize this identifier:

URF — 17— 12 — 3716 — 28

Additional Information

This issue was addressed in URF 17 12 3558 15G.