

FEB 14

MICHIGAN DEPARTMENT OF CORRECTIONS
PRISONER/PAROLEE GRIEVANCE APPEAL FORM

Rec'd 1/26/18

4835-4248 5/09
CSJ-247B

Date Received by Grievance Coordinator
at Step II: JAN 31 2018

Grievance Identifier: URF117112137416115E

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 (or 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.

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 1-25-18. 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 |
|--------------------------|----------|-------------|-------------|------------------|--------------|
| GOULD, RAND W | C-197131 | URF | B-176 | 12/14/17 | 1/26/18 |

STEP II - Reason for Appeal *Step I Respondent admits there was a "backlog in processing mail," therefore PP 05.03.119 (HHH) was violated by the mail room and remedy requested at Step I must be granted. N.b., this Step II is timely. Grievance at Step I was returned on 1/16/18, Grievant requested Grievance Appeal Form on 1/11/18 and a copy on 1/23/18. However, grievance Coordinator did not provide same until 1/26/18, as indicated above.*

[Signature] 1/26/18

STEP II - Response

See Attached

Date Received by
Step II Respondent:
JAN 31 2018

CONNIE HORTON, WARDEN
Respondent's Name (Print)

[Signature]
Respondent's Signature

2/1/18
Date

Date Returned to
Grievant:
2-2-18

STEP III - Reason for Appeal *Step II respondent, warden Connie Horton, is clearly in the midst of a psychotic break as she cannot discern reality in the midst of her delusions, as clearly indicated in response. First, Step I response, albeit nonsensical and confused as set forth above, was not "untimely" as claimed by Horton. It was received by grievant on 1/16/18, six days before it was due. Secondly, grievant demanded more than just reimbursement for admitted 10 business day delay in delivering his TV Guide Magazine. He demanded mail room employees be subject to employee discipline for willfully admittingly violating P.O. 05.03.119 (HHH). Warden Horton has placed herself incapable of performing her duties as required by law in Mich. 17.142 Mich. 750.479 and Mich. 750.517. She should be removed as warden and remedy demanded at Step I must be granted.*

NOTE: Only a copy of this appeal and the response will be returned to you. *[Signature]* 2/06/18

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

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

Grievance **URF 1712 3746 15E** has been reviewed.

Grievant would like reimbursement for his TV Guide since it was delivered late and he could no longer use it.


This Step II Respondent finds the Step I response is untimely. This Step II Response is supported by PD 05.03.118, Prisoner Mail, Paragraph BBB states, "Facilities shall endeavor to process all incoming and outgoing mail within one business day after receipt. Mail received by any form of express mail or special delivery is not required to be expedited. Mail sent or received over holidays or weekends, and mail requiring special handling, may require additional time in processing. However, mail sent via disbursement to a court, an attorney, or a party to a lawsuit shall be processed consistent with the requirements set forth in Paragraph O. Prisoners shall not be used to process mail."

URF mailroom staff endeavor to process mail as promptly as possible. The recent mail policy changes combined with holiday mail has put our mailroom behind in the months of December and now January. Progress is being made to regain prompt delivering and/or rejecting mail as the volume of incoming mail decreases. No inappropriate action was found on the behalf of the mailroom employees. No violation of policy exists.

Based on the above finding(s), this grievance appeal is denied.



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 12-26-17 Grievance Identifier: URF117112 137416 115E

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-197131 | URF | B-176 | 12/14/17 | 12/20/17 |

What attempt did you make to resolve this issue prior to writing this grievance? On what date? 12/08/17

If none, explain why. After allowing URF mail room staff over one month to adjust to the new policy change (PD 05.03.118), and despite its questionable legality, grievant gave notice to them of PD 05.03.118 (HHH) violations, sought resolution but obtained neither resolution or response, with violations continuing as set forth below.

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 12/14/17, grievant received his TV GUIDE MAGAZINE, Dec. 11-24, 2017, which is mailed out to him two weeks in advance, ~~on~~ Monday, Nov. 27, 2017, so that it would arrive in URF mail room no later than Thursday, Nov. 30, allowing three days for delivery via USPS mail. However, it took ~~the~~ URF mail room staff ten (10) business days to deliver it to grievant in violation of PD 05.03.118 (HHH), which requires incoming prisoner mail to be processed "within one business day after receipt." Moreover, said violation of policy cost grievant the use of said TV Guide for three days, Dec. 11-13, 2017, which he paid for. This would be pro-rated at \$0.38 per day, tax included, for a total of \$1.14. Wherefore, grievant demands that the \$1.14, times normal damage penalty of \$3.42, for a total of \$4.56 be paid into his trust fund account and mail room staff be subject to employee discipline to the extent of their involvement, pursuant to PD 02.03.100.

[Signature]
 Grievant's Signature 12/20/17

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

See attached

Rec'd 1/10/18

| | | | |
|--|---------------------------------|--|----------------------------------|
| <u>[Signature]</u> Respondent's Signature | <u>1-4-18</u> Date | <u>[Signature]</u> Reviewer's Signature | <u>1-4-18</u> Date |
| <u>[Name]</u> Respondent's Name (Print) | <u>[Title]</u> Working Title | <u>[Name]</u> Reviewer's Name (Print) | <u>GOA ? AA</u> Working Title |

Date Returned to Grievant: 1-9-18 If resolved at Step I, Grievant sign here. Resolution must be described above. [Signature] Grievant's Signature Date

Step I Grievance Response

| | |
|-------------------|--------------------|
| Grievance Number: | URF 17-12-3746-15e |
| Prisoner Name: | Gould |
| Prisoner Number: | 187131 |

| | | | | | |
|----------|-------------------------------------|-----|--------------------------|-----------------------------------|--|
| Prisoner | <input checked="" type="checkbox"/> | was | <input type="checkbox"/> | was NOT interviewed. GIVE REASON: | |
|----------|-------------------------------------|-----|--------------------------|-----------------------------------|--|

SUMMARY OF COMPLAINT:

Grievant feels his TV Guide was wrongfully delayed by the mailroom.

INVESTIGATION INFORMATION

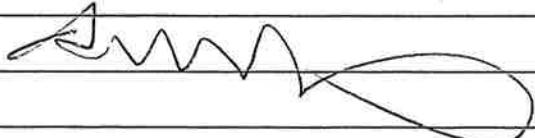
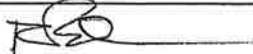
Grievance concern was reviewed, there is no log of when mail is processed however mail processing was backlog several days during November and December. Staff are working to process mail timely, all approved incoming mail was processed within 48 hours as of December 18th.

APPLICABLE POLICY, PROCEDURE, ETC.

PD 05.03.118 Prisoner Mail, 03.02.131 Prisoner State Administration Board Property Claims

SUMMARY

Mail is processed by date of delivered with priority to first class. Staff have endeavored to process all mail within one business day in accordance with section HHH of the prisoner mail policy. The new Policy 05.03.118 Prisoner Mail effective November 1, 2017 along with the holiday season has generated a back log in processing mail. Grievant will not receive any funds for the delayed mail, grievance can seek reimbursement through Policy 03.02.131. Staff will continue their effort to eliminate the mail back log however there is no policy procedure violation. grievance denied at step one.

| | | | |
|-----------------------|--|--------|-----------------|
| RESPONDENT NAME: | Edson Forrester | TITLE: | ADM Manager |
| RESPONDENT SIGNATURE: |  | DATE: | January 2, 2018 |
| REVIEWER NAME: | R. Beumer | TITLE: | AA |
| REVIEWER SIGNATURE: |  | DATE: | 1-4-18 |

➔ Rand W. Gould C-187131
URF B-176

23 January 2018

To: Grievance Coordinator
URF

Re: URF-18-01-00191-029E; URF 18-01-00192-028E; URF-18-01-00267-029Z;
and, second request, URF-17-12-03746-015E

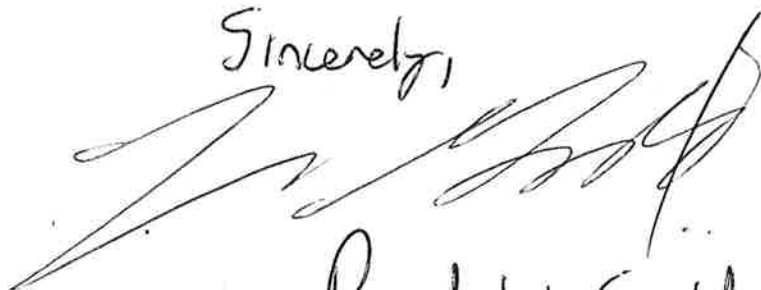
Dear Sir/Madam:

Please provide me with Grievance Appeal Forms in concern of the above-referenced grievances.

N.b., I requested a Grievance Appeal Form in concern of URF-17-12-03746-015E on 11 January 2018, with no Form received as of this date. Thus, this is my second request for same.

Thank-you.

Sincerely,



Rand W. Gould

④

CC: File

From: Rand W. Gould C-187731
URF 13-176

11 January 2018

To: Grievance Coordinator
URF

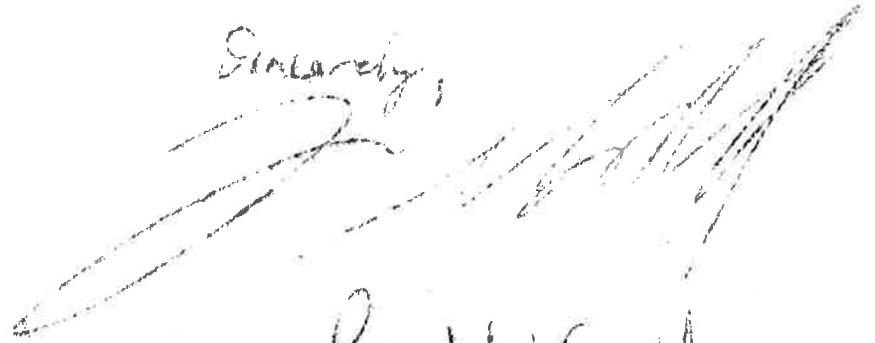
Re: URF 1712 03746 OISE

Dear Sir/Madam:

Please provide me with a Grievance Appeal Form in concern
of the above-referenced

Thank-you.

Sincerely,



Rand W. Gould

cc: file