

Date: _____

To: Secretary of Corrections
Landon State Office Building
900 Jackson, 4th Floor
Topeka, KS 66612

Subject: Retaliation & Conspiracy to Violate Inmates' First Amendment Rights
RE: _____ (facility name)

Dear Secretary,

The primary problem concerns Kansas Department of Corrections (KDOC) Officials' conspiratorial practice to violate inmates' First Amendment Right. Part of this practice consists of manifold reprisals and deliberate disregard for rules and regulations which govern their duty to receive, process and answer inmate grievances in compliance with Kansas Administrative Regulations (KAR) Section 44 Article 15 "Grievance Procedure for Inmates."

However, when we exercise use of the grievance procedure, KDOC Officials join together to harass and retaliate against us with a combination of any of the following unethical acts. I have personally experienced the harassment which I have marked with an X:

- 1) Refuse to answer grievances.
- 2) Refuse to give receipt for grievances.
- 3) Claim to never have received grievance from inmate.
- 4) Claim to have returned grievance to inmate (inmate never receives grievance).
- 5) Reporting deliberate false information in the course of responding to grievance.

Such acts of moral turpitude are some of the dirty tricks used in their collusive practice of reprisals. They are concerted acts which violate the conspiracy laws of Title 42 U.S.C. 1995(3) and 1986. They are underhanded attempts to assail our efforts to be heard - to frustrate our use of the grievance procedure - and render the "vehicle for review" ineffective. Thus, we become disturbed with a mental anguish that compels us to grab and adopt other means and channels through which to seek and obtain resolution.

The United States Supreme Court requires inmates to exhaust administrative review before entering the arena of judicial review. However, this process becomes unfairly difficult when KDOC Officials tamper with the appeals process.

KDOC Officials should understand and respect the law that grievances filed through an official grievance procedure are constitutionally protected and deliberate interference with its procedure may result in civil or prosecutorial penalty.

Conclusion

This problem permeates the prison population and adversely affects numerous inmates. Some inmates decline to use the grievance procedure due to fear of reprisals. Others have witnessed uncorrected problems that fellow inmates continue to

experience and feel the use of the grievance process lacks corrective action. Nevertheless, I persist in spite of the onslaught of reprisals. I suffer from many of the aforementioned unethical acts. I also have unanswered grievances in desperate need of location and resolution.

Therefore, I request a thorough and appropriate investigation to ascertain necessary facts to correct this unlawful problem.

Respectfully Submitted,

Signature: _____

Name, ID#: _____

Additional Information (Log #, comments, description of event, etc.):

CC: Prison Law Office, General Delivery, San Quentin, CA 94964
U.S. Department of Justice - Civil Rights Division, Special Litigation Section, 950
Pennsylvania Avenue, NW, PHB, Washington, DC 20530

(Cross out the name above if you were not able to send them a copy of your signed petition.)