



North Carolina Department of Public Safety

Rehabilitative Programs and Services

Pat McCrory, Governor
Frank L. Perry, Secretary

W. David Guice, Commissioner
Nicole E. Sullivan, Director

July 31, 2015

J. C. [redacted], Legal Assistant
MIM Distributors
P.O. Box 40799
San Francisco, CA 94140

Dear Mr. [redacted]:

This letter is being written in response to your letter dated June 30, 2015, that was received by my office. In your letter, you requested that we honor your request for a review of the censorship of Under Lock & Key No. 43. By this time, you should have received our response, dated July 9, 2015, to your request regarding Under Lock & Key No. 43.

You also requested in your letter dated June 30, 2015, a review of the decision to censor Under Lock & Key No. 44. Thus, a review of the disapproval of the publication was conducted. Resultantly, it is the decision to uphold the Publication Review Committee's disapproval based on the contents on page 8, third column section titled "Ohio Guards Instigate Beating, lock Down." The contents of this section can be used to intimidate staff and cause obstruction, interference and/or impediment of staff performance of duty, which would result in a breach of security and safety. Therefore, there is a "penological interest," in not allowing this publication to be possessed by inmates.

Thank you for bringing your concerns to my attention.

Sincerely,

Nicole E. Sullivan, Director
Rehabilitative Programs and Services

Cc: Publication Review Files

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