

K 1B13

Inmate Grievance Response

Inmate Name (Last, First M.I.) XXXXXXXXXX, XXXXX	ADC Number XXXXXX	Institution/Facility ASPC-F/Central	Case Number A01-146-017
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In your grievance dated May 6, 2017 and received by this office on April 15, 2017, you state that you received a letter from "MIM" Distribution on 4/2/2017. In the letter, it stated that the magazines, Under Lock & Kay, ULK 54, ULK 52, ULK52, and a letter were sent to you that you did not receive.

Your proposed resolution is to explain why the magazines were seized, give you \$100 for each item seized, and to issue you the items.

To address your complaint, I have reviewed the documentation you have provided with your grievance, which includes Inmate Informal Complaint Resolution (Form 802-11), and the Inmate Informal complaint response (Form 802-12). I also contacted the Florence Complex mail and property room Sergeant, Ramos.

914.08 PUBLICATION REVIEW PROCESS

1.1 Complex mailroom supervisors shall act as the first level of review on all incoming publications and shall decide whether a publication is allowed or excluded from the complex.

1.1.1 Complex mailroom supervisors may consult with other complex mailroom supervisors or with the Office of Publication Review prior to making a decision.

1.1.2 A decision to allow or exclude a publication by one complex shall be binding on all other complexes.

1.2 **Within 14 calendar days of the decision to exclude a publication**, complex mailroom staff shall send the inmate the Office of Publication Review – Notice of Result, Form 914-6, informing the inmate of the decision and the opportunity to appeal the decision within 30 calendar days of the inmate's actual receipt of the notice of exclusion. Complex mailroom staff will simultaneously inform the Office of Publication Review of the decision to exclude a publication.

According to Sgt. Ramos, the items listed in your complaint were not received in the mailroom. Therefore, no notifications would have been mailed to you.

You failed to provide the documentation that you state you received from the distributor "MIM" in order to conduct an investigation into your claims or to prove that staff did not handle the items properly.

Your proposed resolution is denied and I consider this issue resolved.

If you are not satisfied with this response, you may appeal my decision to the Director within (5) workdays of receipt.

Ruben Montano, Deputy Warden <i>[Signature]</i> <i>now for DW Montano</i>	Date 06/02/2017
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INITIAL DISTRIBUTION - Committee Recommendation - All copies to Grievance Advisory Committee
 FINAL DISTRIBUTION - White and Pink - Inmate, Canary - Grievance File
 INITIAL DISTRIBUTION - GF Supplement - White and Canary - Grievance Coordinator, Pink - Inmate
 FINAL DISTRIBUTION - White - Inmate, Canary - Grievance File

rec 6/9/17
05:45pm

05
C. L. Smith

