

MGO

NOTICE TO INMATE OF DISAPPROVAL & APPEAL/WAIVER FORM
(This notice should be used when the publication is disapproved by the facility but is NOT already on the Master List of Disapproval Publications. It should be sent to the inmate within seven (7) working days of receipt of the publication/material).

TO: [Redacted] (Inmate Name & Number) DATE: 4/4/13
FROM: Carole Sweet [Signature] (Warden/Superintendent/Designee)
RE: Under Lock & Key (Disapproval of Publication/Material)

X Your publication/material, Under Lock & Key, March/April 2013, No. 13, has been received. I have reviewed this publication and determined that it violates Division of Prisons policy section D.0109 (f) and is disapproved for the reason listed. Therefore, I am disapproving possession of this publication. **Please note the pages listed for disapproval may not be the only pages in the material that violate North Carolina Division of Prisons policy; however, any violation is grounds for disapproval of the entire publication.**

If you appeal, your publication will be forwarded to the Publication Review Committee and you will be notified of their decision, normally within forty-five (45) days of the date you submit this form. If you wish to appeal to the Publication Review Committee, you must submit this form within three (3) working days of the date shown above.

Listed below are the options available to you in this matter.

Yes, I choose to appeal.

If you select this option, the items(s) described above will be forwarded to the Director's Publication Review Committee for final review. You may attach additional sheets to explain your appeal or you can use the space below.

There being the publication because they don't approve of the politics of the writers, they never even let me see the magazine or the page # 9.

If you appeal and your appeal is denied, at that time you will be given the choice to have the publication mailed to a different address or destroyed.

No, I choose NOT to appeal, (Failure to indicate a choice will be considered a choice NOT to appeal).

If you choose NOT to appeal, do you choose to have the disapproved publication mailed to a different address or destroyed? (If you do not indicate a choice or if you do not submit this form within three (3) working days of the date shown above, the publication will be destroyed).

Mailed: I would like to send the publication to the address I have indicated. I am aware that the cost of this mailing must be paid from my funds. (Name and address)

Destroyed By: [Redacted]

Inmate Signature: *Under protest* Date Received: 4/8/13

Staff Signature: *D. Mcmurtrey* Date Inmate Received: 4/8/13

cc: Inmate Copy Facility File Publication Review Committee File

Attachment #3
Page 2 of Attachment #3

This publication/material has been disapproved due to the violation of Division of Prisons Policy Chapter D, Section .0109 (f), because it contains threats to institutional safety and security including but not limited to materials which depict, describe or advocate or which include:

NOTE: THE APPROPRIATE DISAPPROVAL REASON	
Reason .0109 A	The commission of criminal activity and/or the violation of state or federal laws and/or the violation of the Division of Prisons policy and/or inmate disciplinary policy and procedures. Page Number(s): _____ Facility Reasons for Disallowance: _____
Reason .0109 B	The manufacture, simulation and/or concealment of weapons, ammunition, explosives, incendiaries, or escape devices and/or escape techniques. Page Number(s): _____ Reason for Disapproval: _____
Reason .0109 C	The ingredients and/or manufacture of poisons, drugs, intoxicants, abrasives, corrosives or other toxic or illegal substances. Page Number(s): _____ Reason for Disapproval: _____
Reason .0109 D	Violence, disorder, insurrection or terrorist/gang activities against individuals, groups, organizations, the government or any of its' institutions. Page Number(s): ⁹ _____ Reason for Disapproval: Promotes insurrection
Reason .0109 E	Instructions and/or information, which contain technical specifications for or may be used to alter or defeat electronic, mechanical or other security devices, facility blueprints, procedures, diagrams and/or information concerning security techniques and training of personnel and/or canine units. Page Number(s): _____ Reason for Disapproval: _____
Reason .0109 F	Instructions and/or information, which may be used to alter or defeat institutional systems of communication. Page Number(s): _____ Reason for Disapproval: _____
Reason .0109 G	Instructions and/or information relating to the ability or attempt to physically assault, disable, injure or kill a person. Page Number(s): _____ Reason for Disapproval: _____
Reason .0109 H	Violence against any ethnic, racial or religious group or which reasonably appears likely to provoke or to precipitate a violent confrontation between the recipient or recipients or any other inmate in possession of same and a member or members of the target group. Page Number(s): _____ Reason for Disapproval: _____
Reason .0109 I	Materials which are used or which reasonably appear likely to be used to intimidate or sexually harass facility staff or visitors. Page Number(s): _____ Reason for Disapproval: _____
Reason .0109 J	Material which is written for or supports the activities of a validated Security Threat Group; or material which in any way supports, incites, promotes, encourages or advocates any type of gang activity by pictorials or writings or sign gang language or insignia. Sign gang language alone, in isolation of other material that supports, incites, promotes, encourages, or advocates any type of gang activity, should not be cause for rejection. Page Number(s): _____ Reason for Disapproval: _____
Reason .0109 K	Sexually explicit material which by its nature or content poses a threat to the security, good order, or discipline of the institution, or facilitates criminal activity. Sexually explicit materials are defined as pictorial depictions of sex acts involving any person of any age, or written depictions of sex acts involving violence, sadomasochism, sex with animals, or sex with any person who is under age 18, (or, if the person's age is not stated in the text, who could reasonably be thought to be under age 18). The term sex acts means actual or simulated sexual acts, including sexual intercourse, oral sex, or masturbation. In addition, pictorial materials which