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IN THE CIRCUIT COURT OF THE
SECOND JUDICIAL CIRCUIT IN AND
FOR LEON COUNTY, FLORIDA

Anthony Williams,
Petitioner,

CASE NO.

vs.

Secretary, Florida Dept. of Corrections,
CHARLES HENSON, Warden,
Dkeechobee Correctional Institution, GRACEVILLE CORRECTIONAL FACILITY,
Respondents.

PETITION FOR WRIT OF MANDAMUS

COMES NOW, Anthony Williams, petitioner, who is a servant of the Most High Yahweh Elohim Yahshua, to move this Court pursuant to Florida Rule of Civil Procedure 1.630(b), for issuance of a writ of mandamus, or other extraordinary writ deemed proper for relief from prison disciplinary procedures, unlawful policies, violation of protected constitutional rights and guarantees and failure to follow the Florida Administrative Codes, State and Federal law to the detriment of the petitioner and other similarly situated inmates. In support thereof petitioner would show the following

STATEMENT OF MATERIAL FACTS

1. Petitioner was transferred to Dkeechobee Correctional Institution (hereinafter "DCI") on June 1, 2021 as a result of a false disciplinary report (hereinafter "DR") for a verbal threat that petitioner never made.
2. After arriving at DCI petitioner was placed in solitary confinement for approximately two (2) months

3. Petitioner was not given access to the law library the whole time petitioner was in confinement.
4. Petitioner's grievances were either not answered or returned with a bogus excuse of the grievance not being in compliance with Chapter 33 when grievance was in compliance.
5. Petitioner has been denied delivery of regular mail because of an unlawful policy of the Florida Department of Corrections (hereinafter "FDOC") which violates state and federal law.
6. Petitioner was denied access to the Kiosk, his tablet and telephone calls while in Administrative Confinement (AC) or Disciplinary Confinement (DC).
7. Petitioner has been denied legal mail that was lawfully sent by petitioner's attorney and mail returned to sender.
8. Petitioner has been housed in dorms that had no charging stations for the tablets or 3 to 5 plugs for over 70 inmates to try to use to charge their tablets.
9. Petitioner has been subjected to substandard food being served in the cafeteria that is sometimes 3 to 5 days old, fruits that are rotten and no proper condiments to season the food and no sugar in the tea or Koolaid.
10. Petitioner kept a log of all grievances, incoming and outgoing mail which was confiscated and thrown away by Officer M. Cooper.
11. Petitioner has been denied the free exercise of his religion.

SUMMARY OF ARGUMENT

Petitioner's procedural and substantive due process rights, First Amendment rights of freedom of exercise of religion, freedom of speech and access to the courts have been grossly violated by respondent's failure to perform ministerial duties of which petitioner has a right by:

1. Failure to allow petitioner to receive religious books, pamphlets and documents from petitioner's ministers and religious organization.

2. Failure to provide petitioner and others with similar faith to have an allotted time to gather in the chapel and have bible study as all other religions and faiths do.
3. Failure to allow petitioner to receive religious charts to teach from which is vital and an integral part of practicing petitioner's faith.
4. Failure to follow their own disciplinary procedures and finding petitioner guilty based solely on the statement of the officer with no corroborating evidence.
5. Failure to give petitioner access to the law library even though petitioner was approved and had a deadline.
6. Failure to give petitioner his tablet and access to the kiosk while in confinement.
7. Failure to enforce Chapter 33 which governs the conduct of the officers to prohibit them from physically and verbally assaulting inmates and using profanity and abusive language in doing so.
8. Failure to prevent retaliation against petitioner by officers petitioner grieved.

GROUND I

DENIAL OF FREE EXERCISE OF RELIGION

Under the Florida Religious Freedom Restoration Act (FRFRA) and the Religious Land Use of Institutionalized Persons Act (RLUIPA), petitioner has the right to receive religious material of his faith and to exercise his faith as long as it does not present a threat to the security of the facility.

Petitioner has asked for one or two days to have bible study for 2 hours with similarly situated inmates who share the same faith that is afforded to Muslims, Christians, Jehovah's witnesses and Hebrew Israelites. Some of these faiths have 3 or 4 days they are allowed to meet and petitioner was told there are no allotted time slots available. Exhibit

The Chaplain verified the authenticity of the petitioner's faith and yet petitioner has been housed at OCI for a year and has not to be afforded one day a week

to practice his faith and have bible study.

Petitioner has written multiple grievances utilizing the entire grievance process from informal, formal to the warden and formal to the Secretary of FDOC and has no available remedy outside of intervention by the court.

GROUND II

DENIAL OF ACCESS TO TABLETS AND KIOSK WHILE IN ADMINISTRATIVE OR DISCIPLINARY CONFINEMENT

Petitioner filed multiple grievances to have access to his tablet and kiosk services while in AC or DC pursuant to Chapter 33-602.900(4)(c)(3) and 33-602.900(5)(d)(3) respectively. (See Exhibit 2)

Petitioner specifically quoted the Chapter 33 statute in his grievance and the grievance was denied stating that Chapter 33 states no tablets allowed in confinement. (See Exhibit 3)

Petitioner has a right for the Respondent to ensure his staff follow established rules, policies and procedures which are specifically outlined in the Florida Administrative Code, State and Federal law. Petitioner has no available remedy outside of intervention by the court.

GROUND III

RETALIATORY DIR FOR EXERCISE OF A CONSTITUTIONALLY PROTECTED RIGHT VIOLATES THE CONSTITUTION

Florida law clearly compels a prison warden to not permit certain types of punishment. Hill v. Key, 474 So.2d 787, 788-89, (Fla. 1st DCA 1985). Further, required is an environment free from victimization by prisoners and staff, and procedures to provide internal due process within the prison setting. See Fla. Stat. 20.315(d)(d); Graham v. Vann, 394 So.2d 180 (Fla. 1st DCA 1981). Mandamus is appropriate where after exhausting available administrative remedies, there is no adequate remedy available to compel Respondent to perform a

Petitioner has a right to exercise his First Amendment right to free speech within the boundaries of the prison environment without reprisal for doing so and has no adequate remedy available without the intervention of the court.

GROUND IV

DENIAL OF DELIVERY OF ROUTINE MAIL

Petitioner filed a grievance regarding the FDOC violating U.S. Postal and Federal laws by not delivering routine mail but outsourcing the mail to a third party to digitize the mail and send the mail through Jpay email. Petitioner filed the initial grievance on 4-5-22 and never received a response. Petitioner refiled the grievance on 4-26-22 and was denied on 4-21-22. (See Exhibit 8).

Petitioner then filed an appeal on 4-26-22 to the Warden (Exhibit 9) which has not been answered. The denial of delivery of petitioner's routine mail has caused immeasurable harm to petitioner and other inmates because of the following stated reasons:

- 1) Not receiving the original letters from family and friends causes undue stress and lowers the morale.
- 2) Original letters and pictures have a sentimental value that cannot be supplemented by digitizing them and sending in an email.
3. If family or friends want to send email letters or pics they can do so through Jpay and shouldn't be forced to have their original letters and pictures in the custody of an unknown third party.
4. Having an unknown third party handle our families mail and pictures puts our families at risk for someone other than authorized FDOC staff to have their home addresses and pictures of what our wives and children look like.
5. Forcing mail to be received on the tablet presents issues because tablets get stolen and furthermore you have to have a tablet allowed to view your mail and you might lose your tablet

ministerial duty to which petitioner has a right. See Hell, Graham, supra. "The gist of a retaliation claim is that a prisoner is penalized for exercising the right of free speech." Mitchell v. Farcess, 112 F.3d 1483, 1490 (11th Cir. 1997), quoting Thomas v. Evans, 880 F.2d 1235, 1242 (11th Cir. 1989).

Petitioner wrote a grievance against Officer M. Harmon on 4-5-22 for violating Chapter 33-208.002 (8) which prohibits officers from using profanity or abusive language when supervising inmates. (See Exhibit 4).

Two weeks later while petitioner was in lunch line, Officer M. Harmon commenced to being verbally abusive to inmates in the lunch line at which time petitioner notified the inmates that her conduct violated Chapter 33-208.002 (8). M. Harmon got upset at petitioner and told petitioner not to quote Chapter 33 in which petitioner replied he had a right to inform inmates of their rights and of the staff's rules of conduct. Officer M. Harmon then told petitioner to cuff up and that petitioner was going to confinement, petitioner asked on what grounds, Officer M. Harmon stated for opening up your big mouth when I told you to shut up. However, Officer M. Harmon wrote the DR stating she told me to return to my dorm from the lunch line and that I had refused multiple orders which was a blatant lie. Officer M. Harmon told petitioner that petitioner's grievance against her was denied and that she didn't give a fuck about petitioner writing a grievance because it will always be denied. Petitioner was only exercising his first Amendment right. In Osterback v. Singletary, — F. Supp. 2d — E13 Fla. L. Wkly. Fed. D133 (N.D. Fla. 1/12/00) prison officials violated Osterback's First Amendment rights by confiscating and impounding his letters pending disposition of two DR's written against him for comments made in the letters. See also Wildberger v. Bracknell, 869 F.2d 1467, 1467-68 (11th Cir. 1989); Wright v. Newsome, 795 F.2d 964, 966-68 (11th Cir. 1986). Petitioner's situation is likewise compelling personalism when petitioner was quoting respondents own rules.

- with you at all times like you could regular mail.
6. It is a violation of federal law to not deliver the original mail matter that was addressed to the recipient.
 7. There has been no change in Federal law which would authorized the FDOC to stop delivering inmates regular mail.
 8. When in confinement, inmates now don't receive any mail because the mail that is scanned is not printed and given to the inmates although the FDOC policy states that it will.
 9. Inmates are cut off from communication with their families because of this unlawful practice.

Petitioner has a right to receive his original mailed letters and has no adequate remedy without the intervention of the court.

GROUND V

UNLAWFUL RETURN OF GRIEVANCES WITH NO ACTION TAKEN

Petitioner has filed many valid grievances that were returned with no action stating petitioner was in non-compliance with grievance procedures when petitioner did follow the established grievance protocols. (Exhibits 5+6)

Petitioner asked the unit officer for an informal grievance and was told by the officer that they didn't have any informal grievances but only had formal grievance forms DC# 303. Since there were no informal grievances available, petitioner filed the grievance on the formal grievance form and specifically stated on the form the reason petitioner didn't file an informal grievance form was because the unit officer said they didn't have any available and petitioner outlined this on the grievance to prevent the grievance from being returned with no action because of non-compliance and that is exactly what the administration did even though petitioner explained the reason why the formal form was used. (See Exhibit 7)

This is a normal practice of the FDOC when an inmate has a valid grievance, they return it with no action stating non-compliance with Chapter 33 and the

grievance never gets answered or ruled on. (See exhibit 10)

GROUND VI

UNLAWFUL AND INHUMANE CONDITIONS IN CONFINEMENT

Petitioner has been subjected to unlawful and inhumane conditions in confinement. Respondents fail to comply with established FDOC policies and procedures regarding the treatment of inmates in confinement. Respondents have subjected petitioner to the following unlawful and inhumane conditions in confinement.

1. Denial of access to the law library pursuant to 33-602.222(4)(c)(2).
2. Denial of use of tablet and kiosk pursuant to 33-602.900(5)(d)(3) and (4)(c)(3).
3. 24 hours / 7 days a week confinement with no time outside cell for rec.
4. Over 30 days continuous confinement in violation of the U.S. Supreme Court ruling *Hutto v. Finney*.
5. Being stripped to nothing but underwear and placed in the cell with no mattress, sheets, blanket, pillow, reading material, paper or pen for 3 to 4 days at a time for no reason or for infractions such as not having your blue shirt on over your white T-shirt while in your burning hot cell or for having more clothes on in the winter in your cell.
6. Given only (3) three 4 oz cups of water to drink per day.
7. Toilets that only flush twice every 20 minutes which causes human feces to sit in the toilet for 20 minutes before it can be flushed.
8. Rust infested bunks that causes rashes and sores on your skin.
9. Food that is spoiled or rotten and 3 to 5 days old.
10. Trays that have mold and mildew on them for not being properly sanitized.
11. Being assaulted and sprayed because bunk isn't made to staff's liking.
12. Denied food that is fed to general population such as chicken.
13. Denial of medical assistance when requested.
14. No adequate soap to wash with and no deodorant.

Petitioner has a right to fair and humane treatment and has no remedy available without the intervention of the court.

RELIEF SOUGHT

THEREFORE, Petitioner respectfully moves this Court for a Writ of Mandamus to Compel Respondents to perform ministerial duties of which Petitioner has a right as described above and other extraordinary writ or injunction deemed proper to compel Respondents to follow their own rules and cease from violating Petitioner's rights and subjecting Petitioner to inhumane conditions.

CONCLUSION

WHEREFORE, based upon the foregoing facts, arguments, authorities and attachments, Petitioner submits his First, Eighth and Fourteenth Amendment rights have been violated and seeks intervention of the Court for adequate relief.

Executed this 11th day of July 2022.

Righteously submitted,

Anthony Williams
Anthony Williams

CERTIFICATE OF SERVICE DECLARATION

Having read the foregoing statements contained in this petition, I swear under penalties of perjury all stated is true and correct to the best of my knowledge, information and belief, pursuant to Florida Statutes 92.525(2); State v. Shearer, 628 So.2d 1102 (Fla. 1993), and certify that a true and correct copy of this petition has been furnished by U.S. Mail to Florida Dept. of Corrections, Secretary and Charles Henson, Warden, DCI, 3420 N.E. 148th Street, Okeechobee, FL 34972, this 11th day of July 2022.

Exhibit 1

INMATE REQUEST

STATE OF FLORIDA
DEPARTMENT OF CORRECTIONS

Mail Number: _____
Team Number: _____
Institution: _____

TO:
(Check One)

Warden
 Asst. Warden

Classification
 Security

Medical
 Mental Health

Dental
 Other _____

FROM:	Inmate Name <i>Anthony Williams</i>	DC Number <i>I 50147</i>	Quarters <i>C-22084</i>	Job Assignment	Date <i>4-16-22</i>
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REQUEST

Check here if this is an informal grievance

Requesting to have 2 days allotted for us to have bible study in the Chapel. They have me listed with the Nation of Yahweh but their doctrine teaches erroneous concepts and they believe white men are devils and that Yahweh Ben Yahweh is the messiah which is false. There are about 70 of us that believe in the savior of the bible who is Yehshua (Jesus) and want to have our own study. Thanks

All requests will be handled in one of the following ways: 1) Written Information or 2) Personal Interview. All informal grievances will be responded to in writing.

Inmate (Signature): *Anthony Williams*

DC#: *I 50147*

DO NOT WRITE BELOW THIS LINE

RECEIVED

RESPONSE

DATE RECEIVED: *APR 18 2022*

GRIEVANCE COORDINATOR

We have no more space for another Bible Study @ this time.

[The following pertains to informal grievances only:

Based on the above information, your grievance is _____ (Returned, Denied, or Approved). If your informal grievance is denied, you have the right to submit a formal grievance in accordance with Chapter 33-103.006, F.A.C.]

Official (Print Name): *[Signature]*

Official (Signature):

Date: *4/28/22*

Original: Inmate (plus one copy)

CC: Retained by official responding or if the response is to an informal grievance then forward to be placed in inmate's file

This form is also used to file informal grievances in accordance with Rule 33-103.005, Florida Administrative Code.

Informal Grievances and Inmate Requests will be responded to within 15 days, following receipt by staff.

You may obtain further administrative review of your complaint by obtaining form DC1-303, Request for Administrative Remedy or Appeal, completing the form as required by Rule 33-103.006, F.A.C., attaching a copy of your informal grievance and response, and forwarding your complaint to the warden or assistant warden no later than 15 days after the grievance is responded to. If the 15th day falls on a weekend or holiday, the due date shall be the next regular work day.

DC6-236 (Effective 11/18)

Incorporated by Reference in Rule 33-103.005, F.A.C.

33-602.900 Kiosks and Tablets

(1) General Provisions. This rule applies to the possession and use of kiosks, tablets, and related services. Access to a kiosk, tablet, kiosk services, and tablet services is a privilege and not a right afforded to inmates or others.

(2) Definitions.

(a) "Approved Visitor" – where used herein and as defined in Rule 33-601.713, F.A.C., refers to any person who is approved by the assigned institutional classification officer, warden, or duty warden to visit an inmate and whose approval is documented in the automated visiting record.

(b) "Communications Center" – where used herein, refers to the secure electronic communication portal provided by the vendor that inmates may use to communicate with the vendor or the Department, as designated by the Department.

(c) "Correspondent" – where used herein, refers to any person eighteen years of age or older, who is not restricted or suspended from contacting or being contacted by a given inmate by statute, rule, procedure, court order, or conditions of supervision, and who wants to communicate with an inmate in the custody of the Department through the use of kiosk or tablet services.

(d) "Electronic Card" (eCard) – where used herein, refers to a digital greeting card sent electronically to or from an inmate.

(e) "Electronic Communication" (eCommunication) – where used herein, refers to authorized forms of electronic communication offered through kiosk and tablet services, including secure mail, eCards, photos, and videograms.

(f) "Indefinite Suspension" – where used herein, refers to the withdrawal or removal of an inmate's or individual's privileges for an unspecified period.

(g) "Kiosk" – where used herein, refers to a stationary electronic device that is used to provide inmates with access to kiosk services.

(h) "Kiosk Services" – where used herein, refers to Department-approved, electronic-based services provided by the vendor through kiosks, including secure mail, communications center access, eCards, video visitation, education/programming activities, videograms, photos, and the ability to browse the media store and access its content.

(i) "Media Account" – where used herein, refers to an account established by the vendor and funded by the inmate through transfers from an inmate's trust fund account that is used to purchase kiosk and tablet services.

(j) "Media Store" – where used herein, refers to the contract vendor's media store where inmates can browse, purchase, and download music, games, news, eBooks, and other digital content.

(k) "Primary Violation" – where used herein, refers to any violation for which the maximum penalty is up to an indefinite suspension of privileges.

(l) "Secondary Violation" – where used herein, refers to any violation for which the maximum penalty that can be imposed is less than or equal a 180-day suspension of privileges.

(m) "Secure Mail" – where used herein, refers to a secure and monitored electronic messaging system that allows an inmate and correspondent to receive and respond to secure electronic messages via a secure web-enabled platform provided by the vendor, and that requires all messages (incoming and outgoing) to be screened and approved before release.

(n) "Suspension" – where used herein, refers to the withdrawal or removal of an inmate's or individual's privileges for a specified period.

(o) "Tablet" – where used herein, refers to a Department-approved mobile electronic device that has been configured and formatted for possession and use by an inmate to access and use tablet services. Tablets download content through a connection with the kiosk or by connecting to the secure, wireless network supplied and managed by the vendor.

(p) "Tablet Services" – where used herein, refers to Department-approved, electronic-based services provided by the vendor at no cost or for a fee through secure, corrections-grade tablets, including secure mail, communications center access, eCards, education/programming activities, videograms (incoming only), photographs (incoming only), and the ability to browse the media store and access content downloaded from a kiosk.

(q) "User Account" – where used herein, refers to the account established by the vendor with each inmate who possesses a tablet that provides secure access to kiosk services, tablet services, purchased content, and the inmate's media account. The term also refers to the account created by the vendor that is used by a correspondent or approved visitor to interact with the inmate.

(r) "User Account Password" – where used herein, refers to a code that is needed to provide access to kiosks and tablets, that is chosen by an inmate, correspondent, or approved visitor, that is known only to that individual, and that when used in conjunction with a user ID verifies the identity of the individual associated with a specific user account.

(s) "Vendor" – where used herein, refers to the contracted vendor who provides kiosks, tablets, kiosk services, and tablet

services for use by inmates and those who communicate with them.

(t) "Video Visitation" – where used herein, refers to a monitored and recorded real-time virtual visitation session provided as a kiosk service between an inmate and an approved visitor, where the approved visitor is located at a location other than the location of the inmate.

(u) "Videogram" – where used herein, refers to a short video clip transferred electronically between a correspondent and an inmate.

(v) "Virtual Stamp" – where used herein, refers to electronic tokens sold individually or in bundles at published prices to inmates and correspondents that must accompany any eCommunication for the communication to be delivered.

(3) User Accounts.

(a) To access or use kiosk or tablet services, an inmate, correspondent, or approved visitor must establish and activate a user account through the vendor. Inmates and correspondents must not provide false information when establishing a user account.

(b) Any technical or account issues relating to the use of a kiosk, a tablet, kiosk services, tablet services, media accounts, or user accounts must be directed to the vendor.

(c) An inmate is only permitted to use his or her own user account.

(d) Inmates must not loan, borrow, barter, or steal another inmate's user account password. Violators will be subject to disciplinary action pursuant to Rule 33-601.314, F.A.C., and may have his or her tablet impounded and access to kiosks, kiosk services, and tablet services suspended or terminated.

(e) The Department is not responsible for the theft or loss of an inmate's user account password, or for any costs associated with an inmate lending his or her user account password or otherwise failing to provide for its safekeeping.

(f) All user account and media account records are maintained by the vendor, and any disputes related to those accounts will be addressed by the vendor. An inmate who has access to a kiosk may view his or her media account balance.

(g) User accounts, media accounts, or particular service offerings such as secure mail, videograms, and access to the vendor's media store are subject to suspension or termination for any violation of law or Department rule. Inmates, correspondents, and approved visitors are responsible for their conduct and for any consequences thereof in connection with their use of their accounts and available services.

(4) Kiosks.

(a) Kiosks will be located at institutions approved by the Department.

(b) Unless otherwise stated in this rule, an inmate will be allowed to access kiosk services in his or her assigned housing unit from 8:00 a.m. until 11:00 p.m. each day, excluding times related to counts, call outs, job assignments, and other required appointments or testing. For security reasons, kiosks designated for inmate use will be rendered inoperable during times when the use of kiosk services would substantially interfere with other institutional activities and during institutional emergencies.

(c) Except as otherwise provided in this rule, kiosk access permissions for inmates in special housing or in a special status are as follows:

1. During the initial reception period, an inmate awaiting transfer to his or her initial permanent facility is permitted access to kiosks and kiosk services, with the exception of video visitation.

2. Youthful Offenders participating in the Basic Training Program described in Rule 33-601.237, F.A.C., are not permitted to access kiosks or kiosk services.

3. Inmates in administrative confinement, protective management, disciplinary confinement, close management, maximum management, or death row status have access to kiosks and kiosk services as set forth in Rules 33-602.220, 33-602.221, 33-602.222, 33-601.800, 33-601.820, and 33-601.830, F.A.C., respectively.

(d) Unless otherwise contraindicated for security or clinical reasons, an inmate housed in an inpatient mental health unit or a correctional mental health treatment facility will have access to kiosks and kiosk services in accordance with Rule 33-404.102, F.A.C.

(e) Unless authorized by the Department to do so, no one is permitted to modify, alter, circumvent, attempt to modify, attempt to alter, or attempt to circumvent any audio or video capabilities or security features of a kiosk or kiosk service, or use such devices or services to engage in any activity that violates Department rules, state law, or federal law. The use or misuse of a kiosk or kiosk service in such manner will subject an inmate to discipline pursuant to Rule 33-601.314, F.A.C., suspension or termination of kiosk and/or tablet privileges, and potential prosecution to the extent provided by law.

(f) Legal mail, as described in Rule 33-210.102, F.A.C., and privileged mail, as described in Rule 33-210.103, F.A.C., must not

be sent or received via eCommunications.

(g) Only content authorized by the Department can be downloaded, accessed, used, or stored on a kiosk. Content that negatively impacts the safe, secure, and orderly operation of an institution, or that compromises public safety will not be approved.

(5) Tablets.

(a) Upon arrival at his or her permanent facility, a tablet may be obtained from the vendor by an inmate authorized to possess a tablet at no cost to the inmate. An inmate in a Department-operated institution or facility may refuse to obtain a tablet.

(b) Inmates are authorized to possess one tablet pursuant to Rule 33-602.201, F.A.C., unless otherwise prohibited. Possession of a tablet by an inmate is a privilege that may be forfeited by any inmate who fails to abide by the rules of the Department or any applicable state or federal law.

(c) Unless otherwise stated in this rule, an inmate is permitted to access the secure, wireless network in his or her assigned housing unit for authorized purposes from 8:00 a.m. until 12:00 a.m. each day. For security reasons, secure, wireless networks designated for inmate use will be rendered inoperable during times when the use of wireless services would substantially interfere with other institutional activities and during institutional emergencies.

(d) Except as otherwise provided in this rule, tablet access permissions for inmates in special housing or a special management status are as follows:

1. During the initial reception period, an inmate awaiting transfer to his or her initial permanent facility is not permitted to possess a tablet or access tablet services.

2. Youthful Offenders participating in the Basic Training Program described in Rule 33-601.237, F.A.C., are not permitted to possess a tablet.

3. Inmates in administrative confinement, protective management, disciplinary confinement, close management, maximum management, or death row status will have access to tablets and tablet services as set forth in Rules 33-602.220, 33-602.221, 33-602.222, 33-601.800, 33-601.820, and 33-601.830 F.A.C., respectively.

(e) Unless otherwise contraindicated for security or clinical reasons, an inmate housed in an inpatient mental health unit or a correctional mental health treatment facility will have access to tablets and tablet services in accordance with Rule 33-404.102, F.A.C.

(f) When an inmate is prohibited from retaining possession of his or her tablet due to transfer to a different housing or management status, the tablet will be stored by the Department and returned to the inmate once he or she has been transferred back to a setting where possession of the tablet is allowed by Department rules.

(g) Following the assignment of a tablet to an inmate, Department staff will add the tablet to Form DC6-224 noting the make, model, and serial number of the tablet. Form DC6-224 is incorporated by reference in Rule 33-602.201, F.A.C.

(h) Each inmate is responsible for the care and security of his or her assigned tablet. The Department assumes no responsibility for the loss of, or damage to a tablet caused by the inmate. In cases of intentional loss or damage, the incident will be treated as willful damage to state property. In such cases, the inmate will be required to reimburse the Department for the cost of replacing the lost or damaged tablet from his or her inmate trust fund account. If sufficient funds are not available in the inmate's trust fund account, the Department will place a lien on the inmate's trust fund account for the replacement cost of a tablet. The inmate's media content will be restored on the replacement tablet at no cost to the inmate.

(i) An inmate will not be charged for a replacement tablet when the original tablet is unusable due to normal wear and tear.

(j) If a tablet cannot be located after being stored by the Department, the provisions of Rule 33-602.201, F.A.C., will be followed. When it is substantiated that a tablet is missing for any reason outside the inmate's control, the tablet will be replaced by the Department at no cost to the inmate.

(k) In the event an inmate loses his or her tablet, the inmate must immediately report the loss to the housing officer. The housing officer will complete a Form DC6-210. Form DC6-210 is incorporated by reference in Rule 33-602.210, F.A.C. The chief of security will initiate a review of the incident and an attempt will be made to locate the lost property. The review will determine the responsible party for the cost of replacement as outlined within this rule. If the lost property cannot be located, the chief of security will coordinate the replacement of the tablet for the inmate. Inmates who do not report the loss of a tablet within 10 days will be required to reimburse the Department for the cost of replacing the lost tablet from his or her inmate trust fund account. If sufficient funds are not available in the inmate's trust fund account, the Department will place a lien on the inmate's trust fund account for the replacement cost of a tablet. The inmate's media content will be restored on the replacement tablet at no cost to the inmate.

(l) If a tablet is damaged or destroyed by Department or private correctional facility staff during a routine search, an emergency

search, or while impounded, the warden or designee will cause an investigation to be made and any necessary action to be taken in accordance with Rule 33-602.203, F.A.C.

(m) A tablet may only be used in an inmate's assigned housing unit and in recreation areas. An inmate's tablet may only be used to access the secure, wireless network in his or her assigned housing unit. The warden may designate other areas for tablet use (including the use of the secure, wireless network) to further an inmate's rehabilitation, that does not interfere with the safety, security, and order of the institution. Use of a tablet in an unauthorized or unapproved area will subject the inmate to discipline pursuant to Rule 33-601.314, F.A.C.

(n) All tablets on the property of a Department institution or facility, including all digital content, are subject to authorized searches at any time pursuant to Rule 33-602.203 and Rule 33-602.204, F.A.C. An inmate's failure to comply with an authorized search will result in the immediate confiscation of the inmate's tablet and will subject the inmate to discipline pursuant to Rule 33-601.314, F.A.C.

(o) Unless authorized by the Department to do so, no one is permitted to modify, alter, circumvent, attempt to modify, attempt to alter, or attempt to circumvent any audio or video capabilities or security features of a tablet or tablet service, or use such devices or services to engage in any activity that violates Department rules, state law, or federal law. The use or misuse of a tablet or tablet service in such a manner will subject an inmate to discipline pursuant to Rule 33-601.314, F.A.C., suspension or termination of kiosk and/or tablet privileges, and potential prosecution to the extent provided by law.

(p) Only content authorized by the Department can be downloaded, accessed, used, or stored on a tablet. Content that negatively impacts the safe, secure, and orderly operation of an institution, or that compromises public safety will not be approved.

(q) No devices, other than an inmate's assigned tablet, may connect or attempt to connect to a secure, wireless network. The inmate's assigned tablet must not utilize a secure, wireless network in any manner other than to access Department-approved content or eCommunications.

(r) Each tablet has a mortality lock that tracks the number of days since it was last connected to an authorized kiosk. If a tablet is not connected to an authorized kiosk at least every 30 calendar days, the tablet will lock and become unusable until it is connected to an authorized kiosk.

(s) Upon the expiration of an inmate's sentence, the inmate must return his or her assigned tablet to the Department at the time of the inmate's release from the Department's custody. A former inmate may obtain access to his or her purchased content by contacting the vendor. The Department assumes no responsibility for an inmate's purchased content prior to or upon the inmate's release.

(6) Kiosk Services and Tablet Services.

(a) There is no expectation of privacy while utilizing kiosk or tablet services. All use of such services by any user account holder is subject to recording, monitoring, and record retention.

(b) Any data in any form that is generated or transmitted by or through the use of kiosk or tablet services may be used by the Department in any court or disciplinary proceeding to the fullest extent allowed by law and/or Department rule.

(c) Inmates must not establish or conduct a business, directly or indirectly, using kiosk or tablet services during his or her term of incarceration.

(d) Inmates must not enter contests or sweepstakes, directly or indirectly, using kiosk or tablet services during his or her term of incarceration.

(e) Access to kiosk services and tablet services are subject to suspension or termination for violation of any state law, federal law, or Department rule.

(7) eCommunications.

(a) All eCommunications, incoming and outgoing, are subject to the provisions of this rule.

(b) All eCommunications are subject to screening to ensure compliance with this rule. If at any time the screening system is not functioning properly, access to eCommunications will immediately cease until the issue is corrected.

(c) Any eCommunication that violates state law, federal law, or Department rule will be intercepted without explanation by authorized staff and will not be delivered. The Department or vendor will not be liable to refund or credit any costs associated with an intercepted eCommunication.

(d) Eligibility.

1. A correspondent must send an initial eCommunication to an inmate to establish a link between their accounts. Inmates may then electronically communicate with the correspondent, unless the correspondent or the inmate has blocked communication.

STATE OF FLORIDA
DEPARTMENT OF CORRECTIONS

INMATE REQUEST

Mail Number: _____
Team Number: _____
Institution: _____

TO: Warden Classification Medical Dental
(Check One) Asst. Warden Security Mental Health Other _____

FROM:	Inmate Name	DC Number	Quarters	Job Assignment	Date
	Anthony Williams	I50147	B-2110		1-17-22

REQUEST 404-2201-0214 Check here if this is an informal grievance

I am requesting to have my tablet in confinement as it is outlined in Chapter 33.102.900 (9)(d)(3). According to Chapter 33.103.011(3), F.A.C., you have 10 calendar days to respond. I expect a response by January 28, 2022. Also keep in mind that *Buffa v. Singletary*, 62 So. 2d 885 (Fla. 1st DCA 1995) states that you MUST comply with your own rules. With that being the case I expect to be given my tablet while in confinement.

All requests will be handled in one of the following ways: 1) Written Information or 2) Personal Interview. All informal grievances will be responded to in writing.

Inmate (Signature): *Anthony Williams* DC#: I50147 RECEIVED

DO NOT WRITE BELOW THIS LINE

JAN 19 REC'D

RESPONSE 4b DATE RECEIVED: _____

Per Chapter 33, NO Tablets are allowed in confinement. Grievance Denied

GRIEVANCE COORDINATOR

[The following pertains to informal grievances only:

Based on the above information, your grievance is Denied. (Returned, Denied, or Approved). If your informal grievance is denied, you have the right to submit a formal grievance in accordance with Chapter 33-103.006, F.A.C.]

Official (Print Name): *L. Ryan* Official (Signature): *L. Ryan* Date: 1/25/22

Original: Inmate (plus one copy)
CC: Retained by official responding or if the response is to an informal grievance then forward to be placed in inmate's file mailed 1/20/22
This form is also used to file informal grievances in accordance with Rule 33-103.005, Florida Administrative Code.

Informal Grievances and Inmate Requests will be responded to within 15 days, following receipt by staff.
You may obtain further administrative review of your complaint by obtaining form DC1-303, Request for Administrative Remedy or Appeal, completing the form as required by Rule 33-103.006, F.A.C., attaching a copy of your informal grievance and response, and forwarding your complaint to the warden or assistant warden no later than 15 days after the grievance is responded to. If the 15th day falls on a weekend or holiday, the due date shall be the next regular work day.

INMATE REQUEST

STATE OF FLORIDA DEPARTMENT OF CORRECTIONS

Mail Number: _____
Team Number: _____
Institution: _____

TO: (Check One) Warden Asst. Warden Classification Security Medical Mental Health Dental Other _____

FROM:	Inmate Name <i>Anthony Williams</i>	DC Number <i>I 50147</i>	Quarters <i>B-1112</i>	Job Assignment	Date <i>4-21-22</i>
-------	--	-----------------------------	---------------------------	----------------	------------------------

REQUEST *404-2204-0155* Check here if this is an informal grievance

I'm requesting to have my tablet brought to me in confinement as it is outlined in Chapter 33-602.900 (4)(c)(3) which states "Inmates in administrative confinement, protective confinement, disciplinary confinement, close management, maximum management or death row status shall have access to their tablets and the ability to have them charged."

All requests will be handled in one of the following ways: 1) Written Information or 2) Personal Interview. All informal grievances will be responded to in writing.

Inmate (Signature): *Anthony Williams* DC#: *I 50147*

DO NOT WRITE BELOW THIS LINE

RECEIVED
APR 22 2022

RESPONSE

LB

DATE RECEIVED: _____
GRIEVANCE COORDINATOR

Your Grievance has been reviewed and reviewed: No items that require batteries will be allowed in confinement. Your Grievance is denied

[The following pertains to informal grievances only:
Based on the above information, your grievance is *denied*. (Returned, Denied, or Approved). If your informal grievance is denied, you have the right to submit a formal grievance in accordance with Chapter 33-103.006, F.A.C.]

Official (Print Name): *Dennis Burney* Official (Signature): *[Signature]* Date: *4-22-22*

Original: Inmate (plus one copy)
CC: Retained by official responding or if the response is to an informal grievance then forward to be placed in inmate's file
This form is also used to file informal grievances in accordance with Rule 33-103.005, Florida Administrative Code.
Informal Grievances and Inmate Requests will be responded to within 15 days, following receipt by staff.
You may obtain further administrative review of your complaint by obtaining form DC1-303, Request for Administrative Remedy or Appeal, completing the form as required by Rule 33-103.006, F.A.C., attaching a copy of your informal grievance and response, and forwarding your complaint to the warden or assistant warden no later than 15 days after the grievance is responded to. If the 15th day falls on a weekend or holiday, the due date shall be the next regular work day.

PLACED IN MAIL
APR 29 2022

PART B - RESPONSE

WILLIAMS, ANTHONY	I50147	2205-404-001	OKEECHOBEE C.I.	G2219U
NAME	NUMBER	FORMAL GRIEVANCE LOG NUMBER	CURRENT INMATE LOCATION	HOUSING LOCATION

Your Request for administrative remedy has been received and evaluated. The following was determined.

Upon review, it was determined that your grievance was received in non-compliance with chapter 33-103.014 (1) The informal grievance, formal grievance, direct grievance, or grievance appeal, hereafter referred to as "grievance," may be returned to the inmate without further processing if, following a review of the grievance, one or more of the following conditions are found to exist. The reasons listed below are the only reasons for returning a grievance without a response on the merits.

(g) The grievance did not have the attachments required: informal grievance and response, except as allowed for in paragraphs 33-103.006(3)(a) through (h), F.A.C., or the formal grievance and response, except as provided for in subsection 33-103.007(6), F.A.C.;

Upon review it was determined the informal grievance you are referring to was responded to and mailed to you on 4/29/2022.

Based on the above information, your grievance is returned without action.

J. Cox, AWP

SIGNATURE AND TYPED OR PRINTED NAME OF EMPLOYEE RESPONDING


 SIGNATURE OF WARDEN, ASST. WARDEN OR SECRETARY'S REPRESENTATIVE

5/4/22
DATE

PLACED IN MAIL

MAY 04 2022

FLORIDA DEPARTMENT OF CORRECTIONS
REQUEST FOR ADMINISTRATIVE REMEDY OR APPEAL

Exhibit 3 p. 4
RECEIVED

MAY 02 2022

Third Party Grievance Alleging Sexual Abuse

TO: Warden Assistant Warden Secretary, Florida Department of Corrections

GRIEVANCE COORDINATOR

From or IF Alleging Sexual Abuse, on the behalf of:

Williams Anthony T
Last First Middle Initial

I50147
DC Number

Okeechobee
Institution

Part A - Inmate Grievance

2205-404-001

Pursuant to Chapter 33-602.900 (9)(b)(3) I must have my tablet with me while in confinement. *Butta v. Singletary*, 62 So. 2d 885 (Fla. 1st DCA 1995) states that you MUST comply with your own rules. According to Chapter 33-103.011 you have 15 days to issue a response to the formal grievance. I wrote an informal grievance about this issue on 4-10-22 and never received a response.

5-1-22
DATE

Anthony Williams I50147
SIGNATURE OF GRIEVANT AND D.C. #

*BY SIGNATURE, INMATE AGREES TO THE FOLLOWING # OF 30-DAY EXTENSIONS:

4B

1 Signature

INSTRUCTIONS

This form is used for filing a formal grievance at the institution or facility level as well as for filing appeals to the Office of the Secretary in accordance with Rule 33-103.006, Florida Administrative Code. When an appeal is made to the Secretary, a copy of the initial response to the grievance must be attached (except as stated below).

FLORIDA DEPARTMENT OF CORRECTIONS
REQUEST FOR ADMINISTRATIVE REMEDY OR APPEAL

EXHIBIT 4 P. 2
RECEIVED
APR 22 2022

Third Party Grievance Alleging Sexual Abuse

TO: Warden Assistant Warden Secretary, Florida Department of Corrections

GRIEVANCE COORDINATOR

From or IF Alleging Sexual Abuse, on the behalf of:

Williams Anthony J 150147 Okechobee
Last First Middle Initial DC Number Institution

Part A - Inmate Grievance

204-404-078

I was unlawfully placed in confinement by officer M. Harmon as retaliation against me for writing a grievance against her on 4-5-22 for her violation of Chapter 33-208.002 (8). On 4-20-22 while standing in the line coming from lunch Officer Harmon again started using profanity and abusive language to other inmates. I stated to the inmate behind me inmate Henry that she was in violation of Chapter 33-208.002 (8) and officer Harmon yelled across the walkway at me and said "Are you talking to me? Are you talking to me?" I responded that I'm talking to this inmate and the other inmates under the sound of my voice. She then told me to come here and that I was going to confinement. At this point inmate Dorothea McTendon walked up and heard the conversation and heard Officer Harmon say she was going to place me in confinement. I then stated so you're gonna place me in confinement for quoting Chapter 33. Inmate McTendon tried to reason with her to not do it but she told me to turn around and cuff up and that I was going to confinement. When I asked on what grounds, she said for disobeying a verbal order. There is no rule, policy or law that states an officer can prevent an inmate from sharing this law with other inmates. My speech is protected by the 1st Amendment even in prison as long as my speech isn't physically threatening an officer or inciting a riot or being insolent or disrespectful to staff which I was not engage in neither one of them. Officer Harmon took me to the Captains Office where about 6 white shirt officers were and told them why she was taking me to confinement and Ppt. Hamilton asked me would I bet my life that Chapter 33-208.002 (8) states that an officer

4-21-20
DATE

Anthony Williams
SIGNATURE OF GRIEVANT AND D.C. #

*BY SIGNATURE, INMATE AGREES TO THE FOLLOWING # OF 30-DAY EXTENSIONS:

SD # 1 Signature

INSTRUCTIONS

This form is used for filing a formal grievance at the institution or facility level as well as for filing appeals to the Office of the Secretary in accordance with Rule 33-103.006, Florida Administrative Code. When an appeal is made to the Secretary, a copy of the initial response to the grievance must be attached (except as stated below).

Shall not engage in using abusive language or profanity when supervising an inmate and I stated yes. He looked it up on the computer and verified that I was correct. I then stated that section (3)(a) of that same 33-208.002 states that all officers must be physically fit and mentally alert. He and other officer asked was I talking about their officers and I stated I'm just citing what your rules state. Officer Harmon then stated that I would be placed in confinement.

I do not appreciate the harassment and being retaliated against for properly using the grievance process and quoting Chapter 33 that governs inmate and officers conduct. I will be seeking disciplinary action against Officer Harmon for retaliation and for writing a bogus disciplinary and placing me in confinement when I violated no D.O.C. policy, rule or regulation. In order for a disobeying an order to be valid there must be a rule an inmate violated and given an order to comply and the inmate refused. There is no rule against inmates knowing and quoting Chapter 33 when an officer violates the law and no officer can give an inmate an order to not quote the law to other inmates.

I will be notifying my family to file a formal complaint against Officer Harmon and I want this disciplinary dismissed and I be returned to G-2. Refusal to reprimand Officer Harmon for her unlawful conduct, breeds contempt for the rule of law and empowers the officers to act more inappropriately and encourages them to continue to antagonize inmates and retaliate against them when they write a grievance against them.

I have attached a copy of the grievance I previously filed against Officer Harmon for her conduct.

INMATE REQUEST

STATE OF FLORIDA
DEPARTMENT OF CORRECTIONS

Mail Number: _____
Team Number: _____
Institution: _____

TO: (Check One) Warden Asst. Warden Classification Security Medical Mental Health Dental Other _____

FROM:	Inmate Name <i>Anthony Williams</i>	DC Number <i>I50147</i>	Quarters <i>G-2208</i>	Job Assignment	Date <i>4-5-22</i>
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REQUEST *004-2204-004* Check here if this is an informal grievance

At approximately 1:45 pm on 4-5-22 while going to lunch officer M. Harmon used profanity and abusive language when speaking to me. When I told officer Harmon that it is a violation of Chapter 33-208.002 (8) she stated that she didn't give a fuck and pulled me out of line to use more profanity and abusive language. When I told officer Harmon that I would be writing a grievance against her she stated make sure I spell her motherfucking name right and that the M. in her name means Motherfucking F Bitch. I do not appreciate your officers belligerent and unprofessional disposition and I request that she be reprimanded by being suspended without pay to deter this kind of behavior from her or any other officers.

All requests will be handled in one of the following ways: 1) Written Information or 2) Personal Interview. All informal grievances will be responded to in writing.

Inmate (Signature): *Anthony Williams* DC#: *I50147* RECEIVED

DO NOT WRITE BELOW THIS LINE

APR 07 2022

RESPONSE

DATE RECEIVED: GRIEVANCE COORDINATOR

OG

_____ Your grievance has been reviewed and evaluated.

_____ Officer Harmon was questioned regarding your complaint. She denied the allegation and stated she is always professional.

_____ Furthermore, you are advised that it is not within an inmate's scope of responsibility or authority to recommend disciplinary action regarding staff. Your complaint was addressed and responded to. any further action will be at the discretion of the administrative staff.

_____ Your grievance is denied.

[The following pertains to informal grievances only:

Based on the above information, your grievance is Denial (Returned, Denied, or Approved). If your informal grievance is denied, you have the right to submit a formal grievance in accordance with Chapter 33-103.006, F.A.C.]

Official (Print Name): *Gutierrez* Official (Signature): *[Signature]* Date: *4/8/2022*

Original: Inmate (plus one copy)

CC: Retained by official responding or if the response is to an informal grievance then forward to be placed in inmate's file **PLACED IN MAIL**

This form is also used to file informal grievances in accordance with Rule 33-103.005, Florida Administrative Code.

Informal Grievances and Inmate Requests will be responded to within 15 days, following receipt by staff.

APR 14 2022

You may obtain further administrative review of your complaint by obtaining form DC1-303, Request for Administrative Remedy or Appeal, completing the form as required by Rule 33-103.006, F.A.C., attaching a copy of your informal grievance and response, and forwarding your complaint to the warden or assistant warden no later than 15 days after the grievance is responded to. If the 15th day falls on a weekend or holiday, the due date shall be the next regular work day.

DC6-236 (Effective 11/18)

Incorporated by Reference in Rule 33-103.005, F.A.C.

PART B - RESPONSE

<u>WILLIAMS, ANTHONY</u>	<u>I50147</u>	<u>2201-404-039</u>	<u>OKEECHOBEE C.I.</u>	<u>B1110L</u>
NAME	NUMBER	FORMAL GRIEVANCE LOG NUMBER	CURRENT INMATE LOCATION	HOUSING LOCATION

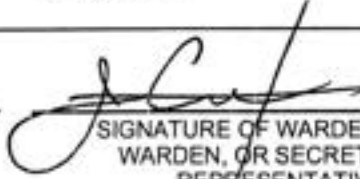
Your request for administrative remedy or appeal has been received and evaluated. The following was determined.

Upon review it was determined that your grievance submission was received in non-compliance with chapter 33-103 guidelines. Per chapter 33-103.014 (1) The informal grievance, formal grievance, direct grievance, or grievance appeal, hereafter referred to as "grievance," may be returned to the inmate without further processing if, following a review of the grievance, one or more of the following conditions are found to exist. The reasons listed below are the only reasons for returning a grievance without a response on the merits.(f) The inmate did not provide a valid reason for by-passing the previous levels of review as required or the reason provided is not acceptable. This evaluation is made on a case by case basis and the reasons for rejecting the complaint will vary with the facts alleged in the complaint. In order, to receive administrative review of your complaint you must correct the defects and re-submit the grievance within the time frames set forth in rule 33-103.011, F.A.C., unless instructed otherwise in the grievance response.

Based on the above information, your grievance is returned without action.

J. Cox, AWP

SIGNATURE AND TYPED OR PRINTED NAME OF EMPLOYEE RESPONDING


 SIGNATURE OF WARDEN, ASST. WARDEN, OR SECRETARY'S REPRESENTATIVE

1/11/22
 DATE

mailed 1/13/22

FLORIDA DEPARTMENT OF CORRECTIONS
REQUEST FOR ADMINISTRATIVE REMEDY OR APPEAL

Exh. b. 1 S p. 2

RECEIVED

Third Party Grievance Alleging Sexual Abuse

JAN 10 REC'D

TO: Warden Assistant Warden Secretary, Florida Department of Corrections
From or IF Alleging Sexual Abuse, on the behalf of:

GRIEVANCE COORDINATOR

Williams Anthony T
Last First Middle Initial

150149
DC Number

Okechobee
Institution

Part A - Inmate Grievance

7201-4121-039

I filed a request to have access to the kiosk and kiosk services as outlined in Chapter 33.602.900 and never received a response back. This request was filed on 10-28-21 and the 15 days to respond has expired and still I haven't received an answer nor been given access to the kiosk. I am requesting to have daily access to the kiosk as mandated by Chapter 33.602.900.

1-8-22
DATE

Anthony Williams 150149
SIGNATURE OF GRIEVANT AND D.C. #

*BY SIGNATURE, INMATE AGREES TO THE FOLLOWING # OF 30-DAY EXTENSIONS:

1 Signature

INSTRUCTIONS

This form is used for filing a formal grievance at the institution or facility level as well as for filing appeals to the Office of the Secretary in accordance with Rule 33-103.006, Florida Administrative Code. When an appeal is made to the Secretary, a copy of the initial response to the grievance must be attached (except as stated below).

PART B - RESPONSE

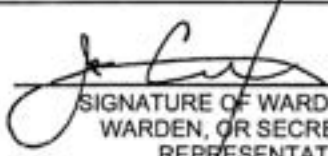
<u>WILLIAMS, ANTHONY</u>	<u>I50147</u>	<u>2201-404-040</u>	<u>OKEECHOBEE C.I.</u>	<u>B1110L</u>
NAME	NUMBER	FORMAL GRIEVANCE LOG NUMBER	CURRENT INMATE LOCATION	HOUSING LOCATION

Your request for administrative remedy or appeal has been received and evaluated. The following was determined.

Upon review it was determined that your grievance submission was received in non-compliance with chapter 33-103 guidelines. Per chapter 33-103.014 (1) The informal grievance, formal grievance, direct grievance, or grievance appeal, hereafter referred to as "grievance," may be returned to the inmate without further processing if, following a review of the grievance, one or more of the following conditions are found to exist. The reasons listed below are the only reasons for returning a grievance without a response on the merits.(f) The inmate did not provide a valid reason for by-passing the previous levels of review as required or the reason provided is not acceptable. This evaluation is made on a case by case basis and the reasons for rejecting the complaint will vary with the facts alleged in the complaint. In order, to receive administrative review of your complaint you must correct the defects and re-submit the grievance within the time frames set forth in rule 33-103.011, F.A.C., unless instructed otherwise in the grievance response.

Based on the above information, your grievance is returned without action.

J. Cox, AWP

_____ SIGNATURE AND TYPED OR PRINTED NAME OF EMPLOYEE RESPONDING	 _____ SIGNATURE OF WARDEN, ASST. WARDEN, OR SECRETARY'S REPRESENTATIVE	<u>1/11/22</u> _____ DATE
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mailed 1/13/22

FLORIDA DEPARTMENT OF CORRECTIONS
REQUEST FOR ADMINISTRATIVE REMEDY OR APPEAL

RECEIVED Exhibit 6 p. 2

JAN 10 2021

Third Party Grievance Alleging Sexual Abuse

TO: Warden Assistant Warden Secretary, Florida Department of Corrections
From or IF Alleging Sexual Abuse, on the behalf of: GRIEVANCE COORDINATOR

Williams, Anthony T I 50147 Okeechobee
Last First Middle Initial DC Number Institution

Part A - Inmate Grievance

I filed a request to have our tablets given to us when we are in confinement as outlined in Chapter 33 602.900(5)(d)(3) and never received a response back as required by law. This is my formal grievance to have my tablet delivered to me and the ability to charge it as it is outlined in the above cited rule. The request was sent on 10-28-21 and the 75 days to respond has grossly passed.

1-8-22

DATE

Anthony Williams I 50147
SIGNATURE OF GRIEVANT AND D.C. #

*BY SIGNATURE, INMATE AGREES TO THE FOLLOWING # OF 30-DAY EXTENSIONS:

92

#

1

Signature

INSTRUCTIONS

This form is used for filing a formal grievance at the institution or facility level as well as for filing appeals to the Office of the Secretary in accordance with Rule 33-103.006, Florida Administrative Code. When an appeal is made to the Secretary, a copy of the initial response to the grievance must be attached (except as stated below).

PART B - RESPONSE

WILLIAMS, ANTHONY	150147	2205-404-099	OKEECHOBEE C.I.	B1208U
NAME	NUMBER	FORMAL GRIEVANCE LOG NUMBER	CURRENT INMATE LOCATION	HOUSING LOCATION

Your request for administrative remedy has been received and evaluated

Upon review it was determined that your grievance submission was received in non-compliance with chapter 33-103 guidelines. Per chapter 33-103.014 (1) The informal grievance, formal grievance, direct grievance, or grievance appeal, hereafter referred to as "grievance," may be returned to the inmate without further processing if, following a review of the grievance, one or more of the following conditions are found to exist. The reasons listed below are the only reasons for returning a grievance without a response on the merits.

(f) The inmate did not provide a valid reason for by-passing the previous levels of review as required or the reason provided is not acceptable. This evaluation is made on a case by case basis and the reasons for rejecting the complaint will vary with the facts alleged in the complaint.

Upon review it was determined, this office has not received an informal grievance from you regarding this concern.

Based on the above information, your grievance is returned without action.

In order, to receive administrative review of your complaint you must correct the defects and re-submit the grievance within the time frames set forth in rule 33-103.011, F.A.C., unless instructed otherwise in the grievance response.

J. Cox, AWP

SIGNATURE AND TYPED OR PRINTED NAME OF EMPLOYEE RESPONDING


 SIGNATURE OF WARDEN, ASST. WARDEN, OR SECRETARY'S REPRESENTATIVE

5/26/22
 DATE

PLACED IN MAIL
 MAY 26 2022

FLORIDA DEPARTMENT OF CORRECTIONS
 REQUEST FOR ADMINISTRATIVE REMEDY OR APPEAL

Exh. b.1 7 p.2

RECEIVED

MAY 26 2022

Third Party Grievance Alleging Sexual Abuse

TO: Warden Assistant Warden Secretary, Florida Department of Corrections

From or IF Alleging Sexual Abuse, on the behalf of:

Williams Anthony T 150147 Okeechobee
 Last First Middle Initial DC Number Institution

Part A - Inmate Grievance 2205-404-099

Cathy Patricia Tharp, returned my religious material sent to me by the Institute of Divine Metaphysical Research unlawfully and stating the return address of the sender can't be verified WHICH IS A LIE and furthermore, the mail room's job is not to verify the senders address. This bible school has branches and satellite branches all over the US and the world and some of the addresses are listed on the website www.idmr.net and some are not. She further stated that there was laminated material and also was a reason it was sent back. Under the Florida Religious Freedom Restoration Act and the Religious Land Use of Institutionalized Persons Act, I can not be denied any religious material that does not pose a threat to the security of the facility. Our Charts have to be laminated to preserve the integrity of the illustrations, these charts will be kept in the chapel to be used when we have our bible study. I demand to have my religious material as a matter of right and if I continue to be denied, I will inform my minister to have our bible school file a lawsuit against this facility for violation of the 1st Amendment and the FRFRA and the RLUIPA. I couldn't file this grievance on an informal grievance form because the unit officer said they didn't have any and only had 303's so I'm filing my grievance on the only form made available to me to prevent you from returning my grievance for being in non-compliance.

5-25-22
 DATE

Anthony Williams 150147
 SIGNATURE OF GRIEVANT AND D.C. #

*BY SIGNATURE, INMATE AGREES TO THE FOLLOWING # OF 30-DAY EXTENSIONS:

5 more

1 Signature

INSTRUCTIONS

This form is used for filing a formal grievance at the institution or facility level as well as for filing appeals to the Office of the Secretary in accordance with Rule 33-103.006, Florida Administrative Code. When an appeal is made to the Secretary, a copy of the initial response to the grievance must be attached (except as stated below).

INMATE REQUEST

STATE OF FLORIDA
DEPARTMENT OF CORRECTIONS

Exhibit 8 p.2

Mail Number: _____
Team Number: _____
Institution: _____

TO:
(Check One)

Warden
 Asst. Warden

Classification
 Security

Medical
 Mental Health

Dental
 Other

FROM:	Inmate Name <i>Anthony Williams</i>	DC Number <i>I 50147</i>	Quarters <i>6-22084</i>	Job Assignment	Date <i>4-16-22</i>
-------	--	-----------------------------	----------------------------	----------------	------------------------

REQUEST *404-2204-0116*

Check here if this is an informal grievance

33-210.101 Routine mail (2) inmates will be permitted to receive only the following types of materials through routine mail. (a) written correspondence (no limit as to number of pages) (b) up to 15 pages of additional written materials, unless the additional written materials pertain to an inmates legal case, health or other significant issues and prior approval is obtained from the warden to send in an enclosure of greater than 15 pages. (c) up to ten unsealed greeting cards with matching envelopes or up to ten sheets of stationery or other blank writing paper (lined or unlined) with envelopes (stamped or unstamped). These items do not count toward the 15 page limitation for additional materials but cannot exceed 10 greeting cards, sheets of stationery or sheets of blank writing paper and 10 envelopes. I am requesting to have my routine mail delivered to me as outlined in Rule 33-210.101 cited above.

All requests will be handled in one of the following ways: 1) Written Information or 2) Personal Interview. All informal grievances will be responded to in writing.

Inmate (Signature): *Anthony Williams* DC#: *I 50147*

DO NOT WRITE BELOW THIS LINE

RECEIVED

RESPONSE

3)

DATE RECEIVED:

APR 18 2022

GRIEVANCE COORDINATOR

See attached

[The following pertains to informal grievances only:

Based on the above information, your grievance is *Denied*. (Returned, Denied, or Approved). If your informal grievance is denied, you have the right to submit a formal grievance in accordance with Chapter 33-103.006, F.A.C.]

Official (Print Name): *T Fiedler* Official (Signature): *[Signature]* Date: *4-19-22*

Original: Inmate (plus one copy)

CC: Retained by official responding or if the response is to an informal grievance then forward to be placed in inmate's file

This form is also used to file informal grievances in accordance with Rule 33-103.005, Florida Administrative Code.

Informal Grievances and Inmate Requests will be responded to within 15 days, following receipt by staff.

You may obtain further administrative review of your complaint by obtaining form DC1-303, Request for Administrative Remedy or Appeal, completing the form as required by Rule 33-103.006, F.A.C., attaching a copy of your informal grievance and response, and forwarding your complaint to the warden or assistant warden no later than 15 days after the grievance is responded to. If the 15th day falls on a weekend or holiday, the due date shall be the next regular work day.

DC6-236 (Effective 11/18)

Incorporated by Reference in Rule 33-103.005, F.A.C.

PLACED IN MAIL

APR 21 2022

Rule 33-210.101 Routine Mail was updated on 11/29/21 and inmates were no longer able to receive unused or blank greeting cards, sheets of stationary, blank writing paper, envelopes, or stamps. The determination to change the incoming routine mail to electronic mail delivery was made by the Department of Corrections and not by an individual institution. As of Monday, February 28, 2022 this institution switched to electronic scanning of incoming routine mail, Therefore your mail per policy will need to be scanned in or it will be returned to the sender.

Based on the information above your grievance is **Denied.**

MAY 15 2021

PART B - RESPONSE

B3107L
C3218U

WILLIAMS, ANTHONY	I50147	21-6-19787	OKEECHOBEE C.I.	C3218U
NAME	NUMBER	GRIEVANCE LOG NUMBER	CURRENT INMATE LOCATION	HOUSING LOCATION

Your request for Administrative Remedy has been filed in noncompliance with Chapter 33-103.007(2) (b), the inmate shall state his grievance in Part A. Only 2 additional pages of narrative will be allowed. If additional space is needed, the inmate shall use only 2 additional attachment pages and not multiple copies of Form DC1-303. If the inmate writes his complaint anywhere other than within the boundaries of Part A or on the 2 allowable attachment pages, his grievance shall be returned for non-compliance.

You have written on the back of your continuation pages which is also considered to be an additional narrative page.

Upon receipt of this response, if you are within the allowable time frames for processing an appeal, you may resubmit your appeal to Central Office in compliance with Chapter 33-103, Inmate Grievance Procedure. Attach a copy of this response to your re-filed appeal.

Based on the foregoing information, your appeal is returned without action.

C. Neel

SIGNATURE AND TYPED OR PRINTED NAME OF
EMPLOYEE RESPONDING

C. Neel

SIGNATURE OF WARDEN, ASST.
WARDEN, OR SECRETARY'S
REPRESENTATIVE

07/15/21

DATE

Dear Secretary,



Sept. 7, 2021

This is the third time that I'm filing this appeal. The first time I filed I had the copies of my informal and formal grievances filed with the institution with eight (8) exhibits and it was rejected because you stated the appeal cannot be written on the back and no more than two (2) additional pages. I refiled the appeal with the copy of my informal grievance that was denied at the institutional level and two (2) additional pages as you outlined.

I have now received another rejection stating I did not provide the copy of my formal grievance filed at the institution which I did. Someone either at this facility or your facility removed the copy of the formal grievance that was filed with the enclosed appeal. I do not have another copy because I sent it in with this appeal. I feel this has been done intentionally so my appeal can be rejected as being non-compliance with Chapter 33. I'm resending my appeal to be ruled on and because your staff removed my copy I do not have it to provide. I have kept a chronological log of everything and if my appeal isn't ruled on properly then I will petition the federal court for relief because I have followed all your rules and continue to be denied relief.

Sincerely, Anthony Williams

Whistleblower
Private Attorney Generalwww.yearofjubilee.com/anthony