

MAR 02 2023

RECEIVED

Please print in ink or type

BEFORE THE STATE CLAIMS COMMISSION
Of the State of Arkansas

- Mr.
- Mrs.
- Ms.
- Miss

Marques Tavronn (ADC [redacted]), Claimant

vs.

State of Arkansas, Respondent

Do Not Write in These Spaces

Claim No. _____
 Date Filed _____
 (Month) (Day) (Year)
 Amount of Claim \$ _____
 Fund _____

COMPLAINT

Marques Tavron (ADC [redacted]), the above named Claimant, of [redacted] (City)

Same (State) (Zip Code) (Daytime Phone No.) County of Ole represented by Pro Se (Legal Counsel, if any, for Claim)

of Same (Street and No.) (City) (State) (Zip Code) (Phone No.) (Fax No.), says:

State agency involved: Arkansas Dept. of Correction (ADC) Amount sought: \$15,000

Month, day, year and place of incident or service: 10/30/22, East Arkansas Regional Jail Unit



Yes when? 10 30 22; to whom? AOX Grievance procedure (NO. 220104) (Department) and that the following action was taken thereon: None

and that \$ None was paid thereon: (2) Has any third person or corporation an interest in this claim? no; if so, state name and address

(Name) (Street or R.F.D. & No.) (City) (State) (Zip Code)

and that the nature thereof is as follows: _____ and was acquired on _____, in the following manner

THE UNDERSIGNED states on oath that he or she is familiar with the matters and things set forth in the above complaint, and that he or she verily believe that they are true.

Marques Tavronn #132415 (Print Claimant/Representative Name) [Signature] (Signature of Claimant/Representative)



SWORN TO and subscribed before me at Brickys (City) AR (State)

on this 23 day of Jan, 2023 (Date) (Month) (Year)

Matthew Lyles (Notary Public)

SF1- R7/99

My Commission Expires: 4 23 2023 (Month) (Day) (Year)

Ex: H

(2012)

~~_____~~, ~~_____~~ (CO. v. Ester) (D. Hughes)
 Lt. Bayles, Sgt. Clemmons, Sgt. Lee, (Mental Health) Robinson, (All employees
 Staff EACDC such Nurse: Cole, Butler, ~~_____~~ etc. All of staff C.O. Parker.
 just ~~_____~~ that played or have knowledge of all the wrong doing that been
 going on with. Also included all the above supervisors, Warden Jackson,
 Assist Richardson, Dep Johnson, ADC. Duffee Payne, ~~_____~~ AR-413 (IV)(I)(F)
 (IV)(B) (IV)(E) (VI)(A) (VI)(4) (VI)(a)(II). (For the fear of any retaliation
 of any kind). And more to be listed in the near future for preventing

1/23/23
 Date

State of Arkansas
 County of DeWitt

Subscribed and sworn to before me of Notary on this 23 day of
Jan, 2023

Matthew Lyles
 Notary Public (Seal)

My Commission Expires: 4-23-2029



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Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: <u>Mr. Marques</u>	ADC Number: <u>[REDACTED]</u>	Barracks: <u>X7-48</u>	Date: <u>10/3/22</u>
--------------------------	-------------------------------	------------------------	----------------------

Staff Directed to: <u>Mrs. Robinson - Mental Health</u>	Office: <u>Mental Health</u>
---	------------------------------

My request is directed to the following area: (check one)

- | | | | |
|---|---|--------------------------------------|---|
| Chaplain <input type="checkbox"/> | Classification <input type="checkbox"/> | Commissary <input type="checkbox"/> | Assistant/ Deputy Warden <input type="checkbox"/> |
| Issuance <input type="checkbox"/> | Food Service <input type="checkbox"/> | Hobby Craft <input type="checkbox"/> | General Library <input type="checkbox"/> |
| Law Library <input type="checkbox"/> | Laundry <input type="checkbox"/> | Mail Room <input type="checkbox"/> | Medical <input type="checkbox"/> |
| Mental Health <input checked="" type="checkbox"/> | Parole <input type="checkbox"/> | Property <input type="checkbox"/> | Records <input type="checkbox"/> |
| Security <input type="checkbox"/> | Visitation <input type="checkbox"/> | Warden <input type="checkbox"/> | Other: <input type="checkbox"/> |

Give a detailed reason for your request: I'm having issues about 2019 when an inmate hung himself in cell 4-28. it's messing with my head and just the other thing that some of the administrators are aware of from [REDACTED] Now over here, I can't talk with no counsel because of the (policy: 1165.00 Confidentiality) and don't want the [REDACTED] to continue to hold me names like [REDACTED] solving my problems. Have you talked [REDACTED]

If yes, to whom did you speak with and when? _____

Mr. Marques 10/3/22
 Inmate Signature/ Date

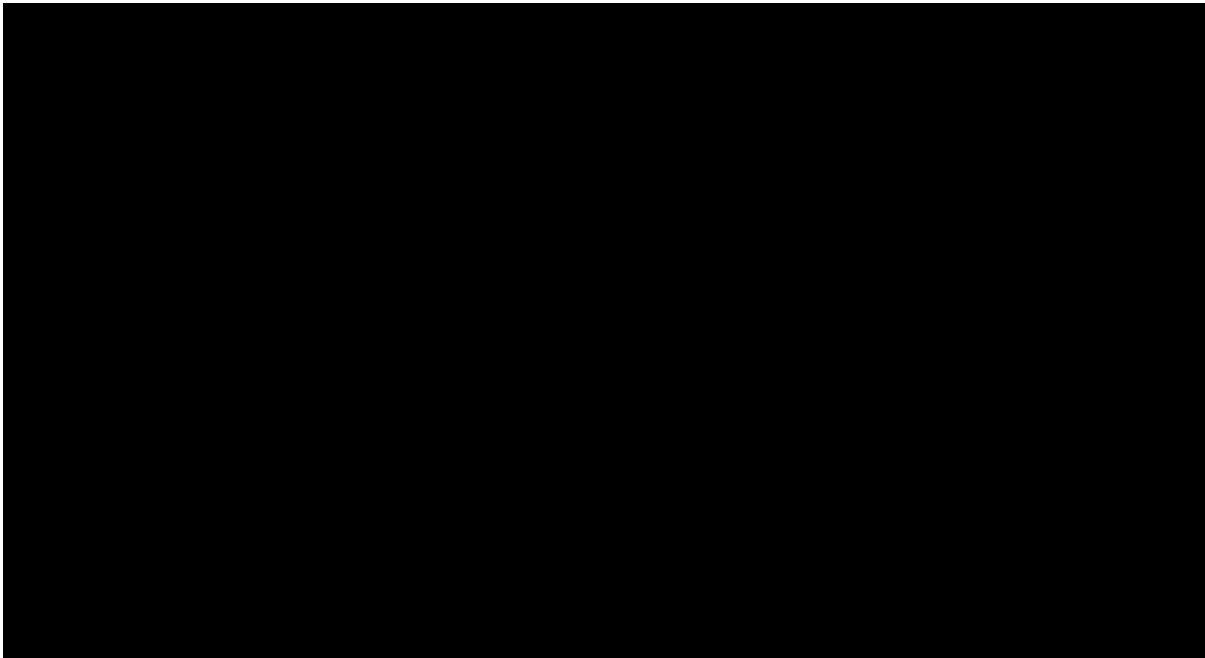
Staff Responding: <u>Mr. Owen</u>	Date: <u>10-6-22</u>
-----------------------------------	----------------------

Response: You ca
 [REDACTED]

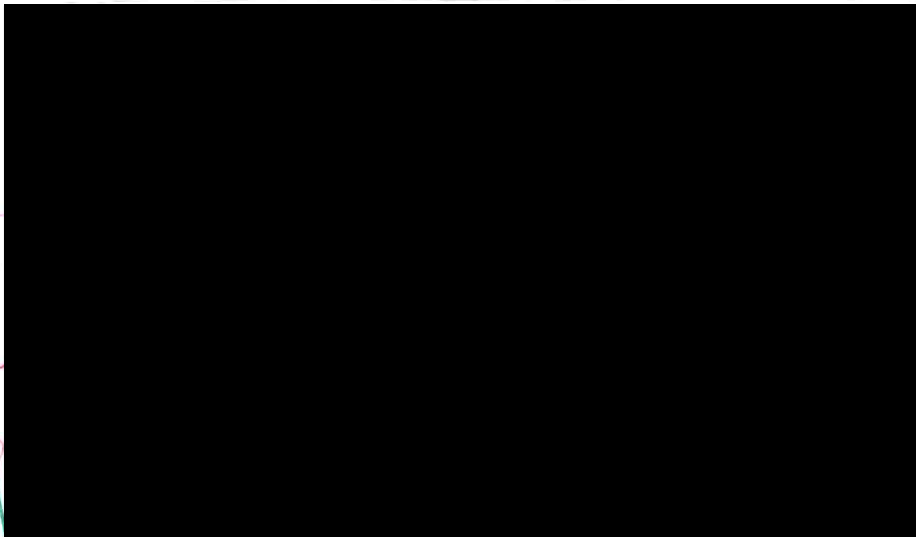
I am referring this to: _____

Cc: _____

[Signature] 10-6-22
 Staff Signature Date



Miss
Robinson
Σ



Miss
Robinson

Max 2-18


Please put on
feet

X.B

02-23

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.


Name: <u>Mr. Mangues</u>	ADC Number: 	Barracks: <u>X2-23</u>	Date: <u>2-10-23</u>
--------------------------	---	------------------------	----------------------

Staff Directed to: <u>Classification</u>	Office: <u>Classification</u>
--	-------------------------------

My request is directed to the following area: (check one)

- | | | | |
|--|--|--------------------------------------|--|
| Chaplain <input type="checkbox"/> | Classification <input checked="" type="checkbox"/> | Commissary <input type="checkbox"/> | Assistant/Deputy Warden <input type="checkbox"/> |
| Issuance <input type="checkbox"/> | Food Service <input type="checkbox"/> | Hobby Craft <input type="checkbox"/> | General Library <input type="checkbox"/> |
| Law Library <input type="checkbox"/> | Laundry <input type="checkbox"/> | Mail Room <input type="checkbox"/> | Medical <input type="checkbox"/> |
| Mental Health <input type="checkbox"/> | Parole <input type="checkbox"/> | Property <input type="checkbox"/> | Records <input type="checkbox"/> |
| Security <input type="checkbox"/> | Visitation <input type="checkbox"/> | Warden <input type="checkbox"/> | Other: <input type="checkbox"/> |

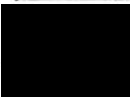
Give a detailed reason for your request: Am ed on the transfer list

back to  if you know that it's a problem, ed will not write you again to see why ed hasn't left this unit. Get me away or release me to General Population

Have you talked to any staff about your request? Yes No
 If yes, to whom did you speak with and when? _____

Mr. Mangues 7-10-23
 Inmate Signature/ Date

Staff Responding:	Date:
-------------------	-------

Response: You are on the transfer request list.
 has not accepted your request.

I am referring this to: _____

Cc: _____

C80 2/7/23
 Staff Signature Date

8
EX-10
X2-48

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: [Signature] ADC Number: [Redacted] Barracks: X2-48 Date: 10/19/22

Staff Directed to: Max Classification Officer: Max Classification

My request is directed to the following area: (check one)

- | | | | | | | | |
|---------------|--------------------------|----------------|-------------------------------------|-------------|--------------------------|--------------------------|-------------------------------------|
| Chaplain | <input type="checkbox"/> | Classification | <input checked="" type="checkbox"/> | Commissary | <input type="checkbox"/> | Assistant/ Deputy Warden | <input type="checkbox"/> |
| Issuance | <input type="checkbox"/> | Food Service | <input type="checkbox"/> | Hobby Craft | <input type="checkbox"/> | General Library | <input type="checkbox"/> |
| Law Library | <input type="checkbox"/> | Laundry | <input type="checkbox"/> | Mail Room | <input type="checkbox"/> | Medical | <input checked="" type="checkbox"/> |
| Mental Health | <input type="checkbox"/> | Parole | <input type="checkbox"/> | Property | <input type="checkbox"/> | Records | <input type="checkbox"/> |
| Security | <input type="checkbox"/> | Visitation | <input type="checkbox"/> | Warden | <input type="checkbox"/> | Other: | <input type="checkbox"/> |

Give a detailed reason for your request: I'm asking to be release to population
it was not get over here and if you guys don't want to allow
me a chance to go to general population, then over again
please ship me back to your super max prison. I'm really
trying to help you guys before a lot of questions get ask

Have you talked to any staff about your request? Yes No
If yes, to whom did you speak with and when? _____

[Signature] 10/19/22
Inmate Signature/ Date

Staff Responding: _____ Date: _____

Response: You're on the transfer list

C-80 10/20/22

I am referring this to: _____

Cc: _____

KID
(EX D)

I80 414

* I don't want you guys to be
apart of nothing that is going
on dealing with [redacted]

Inmate Request Form

(Neuroscience)

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form. I believe if it starts at your that when it sh end

Name: <u>[Signature]</u>	ADC Number: [redacted]	Barracks: <u>Too 2-41</u>	Date: <u>9/12/22</u>
--------------------------	------------------------	---------------------------	----------------------

Staff Directed to: <u>Classification</u>	Office: [redacted]
--	--------------------

My request is directed to the following area: (check one)

- Chaplain Classification Commissary Assistant/Deputy Warden
- Issuance Food Service Hobby Craft General Library
- Law Library Laundry Mail Room Medical
- Mental Health Parole Property Records
- Security Visitation Warden Other: _____

Give a detailed reason for your request: I'm asking to be release to General population

for a chance to be a role model inmate, if this can not be granted

When I'm asking you to step me back to where I came from on Cummins Unit I never ask or send you guys any request to come over here, plus I'm not [redacted] from any of this Unit I haven't been release to population, I can't recall class there no step down program. I have alot of

Have you talked to any staff about your request? Yes No
If yes, to whom did you speak with and when? _____

[Signature]
Inmate Signature/ Date 9/12/22

Staff Responding:	Date:
-------------------	-------

Response: Currently serving punitive will not be released at this time.

I am referring this to: _____

Cc: _____

C.80 9/13/22
Staff Signature Date

Handwritten notes in the top left corner, including the word "Classification" highlighted in yellow.



CA2 Map Classification

EX: E

MAR 02 2023

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x2-48

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: DeMarquis Jackson ADC Number: [REDACTED] Barracks: 1007-41 Date: 9/28/22

Staff Directed to: Classification Office: Classification

My request is directed to the following area: (check one)

- Chaplain Classification Commissary Assistant/Deputy Warden
- ~~Issuance~~ ~~Food Service~~ ~~Hobby/Craft~~ ~~General Library~~
- Law Library Laundry Mail Room Medical
- Mental Health Parole Property Records
- Security Visitation Warden Other:

Give a detailed reason for your request: to get off punishment this sun.

to be asking that to be release to general population

if not ship back to my [REDACTED] but would like to be possible.

Have you talked to any staff about your request? Yes No
If yes, to whom did you speak with and when? _____

DeMarquis Jackson
9/28/22
Inmate Signature/ Date

Staff Responding: _____ Date: _____

Response: Currently assigned to Rbt
Request release at your next review

I am referring this to: _____

Cc: _____

C. SO 9/29/22
Staff Signature Date

UNIT LEVEL GRIEVANCE FORM (Attachment I)

X2 / 48

FOR OFFICE USE ONLY

GRV. # [redacted] - 02167

Date Received: **NOV 03 2022**

GRV. Code #: **803**

Unit/Center East Lake Regional Health Unit

Name [redacted]

ADC# [redacted] Brks # X2-48 Job Assignment RH

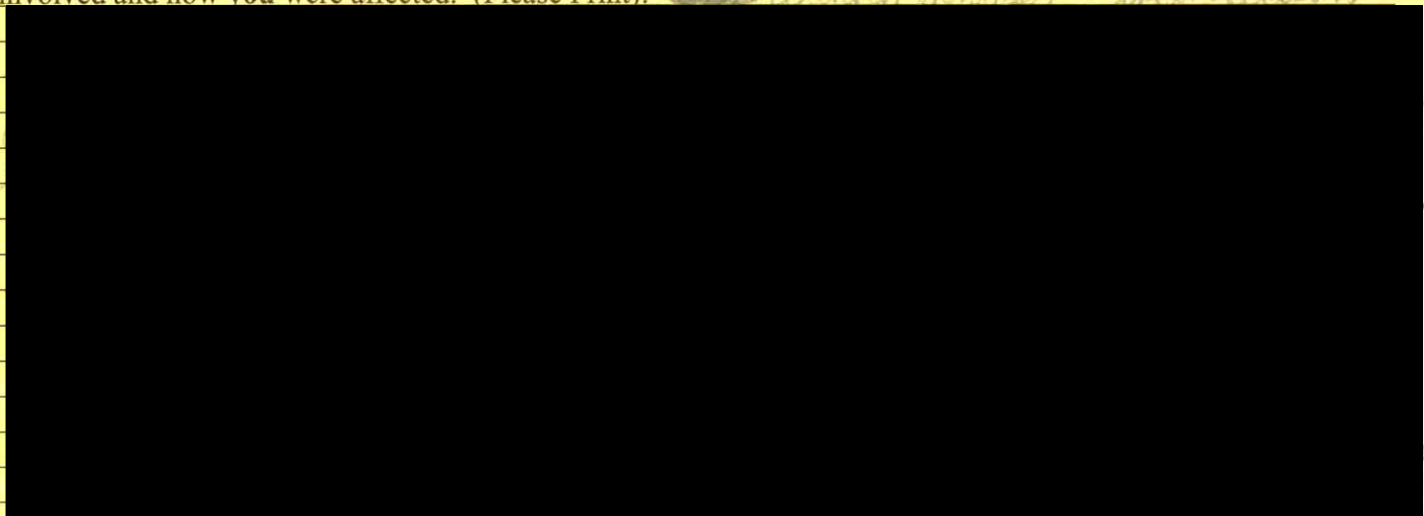
10/30/22 (Date) STEP ONE: Informal Resolution

11/4/22 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)

If the issue was not resolved during Step One, state why: No, reply for these actions

_____, (Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm: emergency grievances are not for ordinary problems that are not of serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. In an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, **date**, place, name of personnel involved and how **you** were affected. (Please Print): Warden Johnson & Miss Allison



[Signature]
Inmate Signature

10/30/22
Date

If you are harmed, threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on 10/30/22 (date), and determined to be **Step One** and/or an Emergency Grievance Yes (Yes or No). This form was forwarded to medical or mental health? No (Yes or No). If yes, name of the person in that department receiving this form: _____ Date _____

PRINT/STAFF NAME (PROBLEM SOLVER) [Signature] ID Number [redacted] Staff Signature [Signature] Date Received 10/30/22

Describe action taken to resolve complaint, including dates: DEC 13 2022

Staff Signature & Date Returned [Signature] 11/4/22
INMATE GRIEVANCES SUPERVISOR
ADMINISTRATION BUILDING
Inmate Signature & Date Received [Signature] 11/4/22

This form was received on 11-3-22 (date), pursuant to **Step Two**. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: M. Smith Date: 11-3-22

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK - Inmate Receipts; **BLUE** - Grievance Officer; **ORIGINAL** - Given back to Inmate after Completion of Step One and Step Two.

Truck New

Truck New

71611

P.O. Box # 8707
Tune Bluff, Ar.

Appeal Guidance



Mr. Marquis [Redacted]



ARKANSAS DEPARTMENT OF CORRECTIONS
Division of Correction - Director's Office

6814 Princeton Pike
Pine Bluff, Arkansas 71602
Phone: (870) 267-6200 | Fax: (870) 267-6244

Copy from
(EX: F)

Arkansas
State Claims Commission

JAN 26 2022

RECEIVED

MEMORANDUM

TO: Inmate Marques Tavron, ADC# [REDACTED]
[REDACTED]

FROM: Jada Lawrence, Executive Assistant to the Director [Signature]

RE: Correspondence

DATE: September 8, 2021

The Governor's office forwarded your letter to my office for review.
Your allegations will be referred to Internal Affairs for investigation.
Cc: Warden Gibson
JL/ms

x2-48

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: <u>M. Marquez</u>	ADC Number: [REDACTED]	Barracks: <u>1002-41</u>	Date: <u>9/28/22</u>
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Staff Directed to: <u>Classification</u>	Office: <u>Classification</u>
--	-------------------------------

My request is directed to the following area: (check one)

- | | | | |
|--|--|---|---|
| Chaplain <input type="checkbox"/> | Classification <input checked="" type="checkbox"/> | Commissary <input type="checkbox"/> | Assistant/ Deputy Warden <input type="checkbox"/> |
| Issuance <input type="checkbox"/> | Food Service <input type="checkbox"/> | Hobby Craft <input type="checkbox"/> | General Library <input type="checkbox"/> |
| Law Library <input type="checkbox"/> | Laundry <input type="checkbox"/> | Mail Room <input type="checkbox"/> | Medical <input type="checkbox"/> |
| Mental Health <input type="checkbox"/> | Parole <input type="checkbox"/> | Property <input type="checkbox"/> | Records <input type="checkbox"/> |
| Security <input type="checkbox"/> | Visitation <input type="checkbox"/> | Warden <input type="checkbox"/> | Other: <input type="checkbox"/> |

Give a detailed reason for your request: I get off punishment this Sun
I'm asking that I be release to general Population
if not ship back to my parent unit or Cummins Unit
but would like to be place in general population if
possible.

Have you talked to any staff about your request? Yes No
 If yes, to whom did you speak with and when? _____

M. Marquez
 Inmate Signature/ Date 9/28/22

Staff Responding:	Date:
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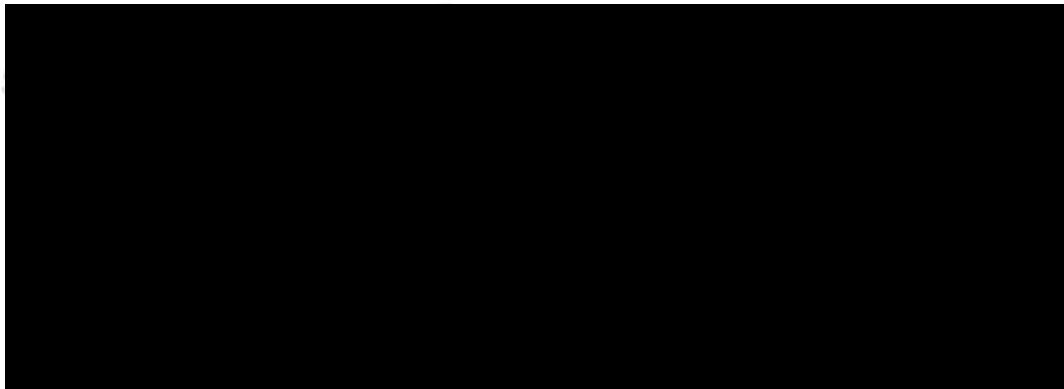
Response: Currently assigned to Rlt
Request release at your next review

I am referring this to: _____

Cc: _____

C. SO 9/29/22
 Staff Signature Date

Classification

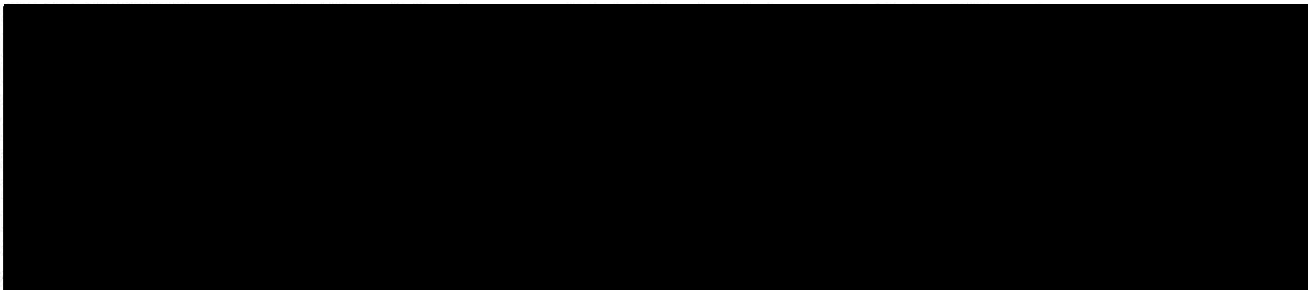


INMATE NAME: Tavron, Marques D.

ADC #: [REDACTED]

GRIEVANCE#: [REDACTED] 22-02167

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION



The Warden responded to your grievance on 12/6/2022, by stating the following: Deputy Warden Johnson stated he does not have any idea of the incident you are referring to. He further advised an investigation will be conducted. Major Allison conducted an investigation and found your allegations unsubstantiated due to lack of supporting evidence. Therefore, your grievance is without merit.

Your appeal was received on 12/13/2022. After review of your appeal and supporting documentation, I concur with the Warden's response. Your appeal is without merit.

Appeal denied

[Redacted signature box]

[Handwritten signature]

Director

12-28-22

Date

Please be advised that if you appeal this decision to the U.S. District Court, a copy of this Chief Deputy/Deputy/Assistant Director's Decision must be attached to any petition or complaint or the Court may dismiss your case without notice. You may also be subject to paying filing fees pursuant to the Prison Litigation Act of 1995.

Classification

UNIT LEVEL GRIEVANCE FORM (Attachment D)

FOR OFFICE USE ONLY	
GRV. #	12-CASSA
Date Received:	DEC 29 2022
GRV. Code #:	203

Unit/Center [Redacted]

Name: Mr. Marques Durum

ADC# [Redacted] Brks # 100/22 Job Assignment BH

12/5/22 (Date) STEP ONE: Informal Resolution

12/23/22 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)

If the issue was [Redacted] when ship me back to prevent false imprisonment

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm: emergency grievances are not for ordinary problems that are not of serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. In an Emergency, state why: _____

Is this Grievance concerning Medical or Mental Health Services? _____ If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): I should've had receive my class 3 on

(Nov, 30, 22) for which, if I had stayed at [Redacted] receive my class 3 (per-AR-8) Class promotion. Being that I'm housed over here at [Redacted] I should have

[Redacted] per policy states that a how one's is classified and how to give a chance to receive class for program goal and etc. But when I was denied all 13X in front of [Redacted] classification to be change to general population or transfer me back to [Redacted] uphold class promotion (AR-8) Because leaving me housed here in the day and can't receive any class then you guys clearly violate the class promotion (AR-8) This problem can be simply taking care of by release me to general population or transfer me back to [Redacted]

Respectfully Submitted.

Mr. Marques Durum
Inmate Signature

12/5/22
Date

If you are harmed, threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on 12-13-22 (date), and determined to be Step One and/or an Emergency Grievance _____ (Yes or No). This form was forwarded to medical or mental health? _____ (Yes or No). If yes, name of the person in that department receiving this form: _____ Date _____

PRINT STAFF NAME (PROBLEM SOLVER) Leann Watson Staff Signature L. Watson Date Received 12-13-22

Describe action taken to resolve complaint, including dates: Inmates are not allowed class promotion in RH

Staff Signature & Date Returned [Redacted] 12-23-22 Inmate Signature & Date Received Mr. Marques Durum 12-23-22

This form was received on 12-22-22 (date), pursuant to Step Two. Is it an Emergency? _____ (Yes or No).

Staff Who Received Step Two Grievance: [Redacted] Date: 12-22-22

Action Taken: _____ (Forwarded to Grievance Officer/Warden/Other) Date: _____

If forwarded, provide name of person receiving this form: _____ Date: _____

DISTRIBUTION: YELLOW & PINK - Inmate Receipts; BLUE - Grievance Officer; ORIGINAL - Given back to Inmate after Completion of Step One and Step Two.

EX:)

RECEIVED NOV 07 2022

Inmate Request Form

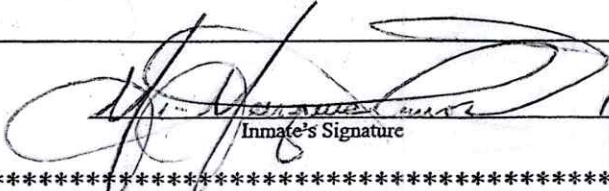
This form is to be used by inmates in contacting staff with requests on issues. Staff should be given 5 working days to respond.

Name: <i>Mr. Margaret Peterson</i>	ADC Number: [REDACTED]	Date: <i>11/5/22</i>
Housing Assignment: <i>RH</i>	Job Assignment: <i>RH</i>	
To (Staff Member): <i>Mr. Henderson</i>	Of: [REDACTED]	

I have a request concerning the following area (circle one):

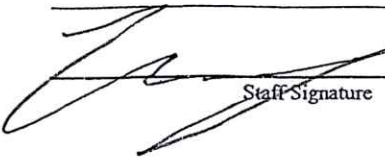
- Classification Parole Visitation Medical Telephones Property
- Mail Law Library Commissary General Library Job Assignment
- Laundry Mental Health Grievance Office Other: _____




 Inmate's Signature *11/5/22*
 Date

Staff Member Responding: <i>Mr. OWEN</i>	Date: _____
--	-------------

I have reviewed your request and my finding is as follows:


 Staff Signature

I am referring this request to: _____

EX-13

(22)

12/1/22

IGTT410
3GS

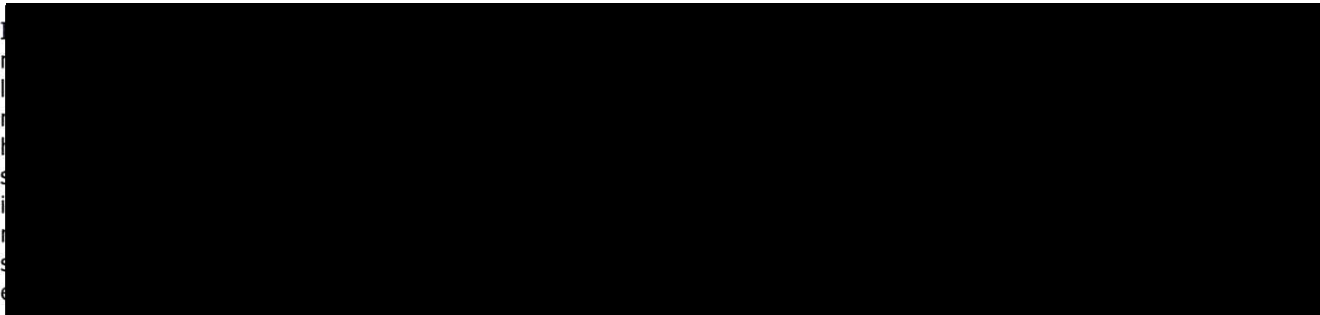
Attachment III

INMATE NAME: Tavron, Marques D.

ADC #: [REDACTED]

GRIEVANCE #: [REDACTED] 22-02167

WARDEN/CENTER SUPERVISOR'S DECISION



Deputy Warden Johnson stated he does not have any idea of the incident you are referring to. He further advised an investigation will be conducted. Major Allison conducted an investigation and found your allegations unsubstantiated due to lack of supporting evidence. Therefore, your grievance is without merit.

Mose Jackson
Signature of Warden/Supervisor or Designee

Supt
Title

RECEIVED

12/6/22
Date

DEC 13 2022

INMATE'S APPEAL

INMATE GRIEVANCES SUPERVISOR

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE? I disagree with the above decision because

Deputy Warden Johnson came from [REDACTED] and knew about my situation over there
And I also would like for Major Allison to be submitted to a 90% stress test at
the same time along with myself to undergo the same thing. So that I
[REDACTED] did then [REDACTED]
for the fear of retaliation because Major Allison has complete knowledge
of my situation fear as name calling that he himself said which was
the name he called me "The RT".

[Signature]
[REDACTED]

ADC#: [REDACTED] 12/8/22
Date

EX: M

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

MARQUES TAVRON (ADC [REDACTED])

CLAIMANT

V.

CLAIM NO. 220906

CLAIM NO. 221496

ARKANSAS DIVISION OF
CORRECTION

RESPONDENT

ORDER

Now before the Arkansas State Claims Commission (the "Claims Commission") is a motion filed by Marquez Tavron (the "Claimant") for reconsideration of the Claims Commission's July 15, 2022, order dismissing Claimant's Claim No. 220906 against the Arkansas Division of Correction (the "Respondent"). Also pending is a motion to dismiss filed by Respondent to dismiss Claim No. 221496 of Claimant. Based upon a review of the motions, the arguments made therein, and the law of Arkansas, the Claims Commission hereby finds as follows:

Claim No. 220906

1. Claimant filed his claim on January 26, 2022, seeking \$15,000 in damages related to his allegations of cruel and unusual punishment. Claimant alleges he was [REDACTED] discriminated against on the basis of his race.

2. Respondent filed a motion to dismiss pursuant to Ark. R. Civ. Proc. 12(b)(6), arguing, *inter alia*, that Claimant asserts federal law claims outside of the Claims Commissions jurisdiction.

3. Claimant responded to the motion to dismiss, arguing, *inter alia*, that dismissal was not proper.

EX. 17

4. The Claims Commission agreed with Respondent that Claimant's claim was premised upon alleged federal law violations, and the Claims Commission dismissed the claim on July 15, 2022.

5. Claimant then filed the instant motion for reconsideration, arguing, *inter alia*, that this claim relates to a vi [REDACTED] and procedure and discrimination based on race, color and religion.

6. In analyzing a motion for reconsideration, Rule 7.1 of the Claims Commission Rules and Regulations states that motions for reconsideration "will only be entertained if they set forth new or additional evidence which was not [previously] available"

7. The Claims Commission finds that the motion does not set forth new or additional evidence not previously available.

8. If Claimant has federal law claims against Respondent or individual employees of Respondent, those claims can be brought in a court of general jurisdiction. *See* Ark. Code Ann. § 19-10-204.

9. As such, Claimant's motion for reconsideration is DENIED, and the July 15, 2022, Claims Commission order in Claim No. 220906 remains in effect.

Claim No. 221496

10. Claimant filed Claim No. 221496 on July 6, 2022, seeking \$15,000.00 in damages related to his allegations about an updated photo of another inmate and "newly discovered evidence in capital case." Claimant alleges that Respondent's employees agreed to commit an unlawful act related to the photo.

11. Respondent filed a motion to dismiss pursuant to Ark. R. Civ. Proc. 12(b)(6), arguing, *inter alia*, that Claimant did not suffer damages and that Claimant did not exhaust his administrative remedies because his grievance was rejected as untimely.

12. Claimant responded to the motion to dismiss, arguing, *inter alia*, that dismissal was not proper.

13. In reviewing Respondent's motion to dismiss, the Claims Commission must treat the facts alleged in the complaint as true and view them in a light most favorable to the Claimant. *See Hodges v. Lamora*, 337 Ark. 470, 989 S.W.2d 530 (1999). All reasonable inferences must be resolved in favor of the Claimant, and the complaint must be liberally construed. *See id.* However, the Claimant must allege facts, not mere conclusions. *Dockery v. Morgan*, 2011 Ark. 94 at *6, 380 S.W.3d 377, 382 (2011). The facts alleged in the complaint will be treated as true, but not "a plaintiff's theories, speculation, or statutory interpretation." *See id.* (citing *Hodges*, 337 Ark. 470, 989 S.W.2d 530 (1999)).

14. The Claims Commission finds dismissal is proper under *Hodges*. Even liberally construing the complaint, Claimant has not stated facts to support a negligence claim. *See Chambers v. Stern*, 347 Ark. 395, 406, 64 S.W.3d 737, 744 (2002). The elements of a negligence claim are duty, breach of duty, and damages proximately caused by the breach. *Id.* The Claims Commission agrees with Respondent that Claimant has stated no facts in his claim to establish how he has been damaged by the alleged actions of Respondent.

15. Alternatively, the Claims Commission agrees with Respondent that dismissal is proper because Claimant failed to exhaust his administrative remedies by timely filing a grievance. Under the doctrine of exhaustion of administrative remedies, a claimant must utilize and exhaust the administrative remedies before seeking relief from the Claims Commission. *See Ark. Dept. of*

IT IS SO ORDERED.

Courtney Baird

ARKANSAS STATE CLAIMS COMMISSION
Courtney Baird

Henry C. Kinslow

ARKANSAS STATE CLAIMS COMMISSION
Henry Kinslow

Paul Morris

ARKANSAS STATE CLAIMS COMMISSION
Paul Morris, Chair

DATE: January 20, 2023

Notice(s) which may apply to your claim

- (1) A party has forty (40) days from the date of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the date of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). Note: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).

2x.L

X2/23

IGTT410
3GS

Attachment III

INMATE NAME: Tavron, Marques D.

ADC #: [REDACTED]

GRIEVANCE #: [REDACTED] 22-02552

WARDEN/CENTER SUPERVISOR'S DECISION

Inmate Tavron, you stated in your grievance that, " I should've had receive my class 3 on Nov 30 22 for which id had stayed at [REDACTED] I should've have received my class 3 per ar 8 class promotion being that im housed over here at [REDACTED] unit per policy states that hows one in classified and is giving a chance to receive class for program goal and etc. but when I was denied an 3x in front of classification to be release to general population transfer me back to [REDACTED] unit uphold class promotion ar because leaving me housed here in the max and cant receive any class then you guys clearly violate the class promotion ar this problem can be simply taking care of by release me to general population or transfer me back to [REDACTED] unit"

According to policy AD22-12 Inmate Disciplinary Manual, all inmates assigned to Restrictive Housing will remain a Class IV inmate and will not receive any good time for the duration of their confinement in Restrictive Housing. Also, policy AD19-34 Inmate Grievance Procedures, transfers are non-grievable. Therefore, your grievance is found without merit.

[REDACTED]

Moses Jackson, Jr
Signature of Warden/Supervisor or Designee

Suyet
Title

1/20/23
Date

INMATE'S APPEAL

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE?

[REDACTED]

ADC#: [REDACTED] _____
Date

ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619
FAX (501) 682-2823



KATHRYN IRBY
DIRECTOR

101 EAST CAPITOL AVENUE
SUITE 410
LITTLE ROCK, ARKANSAS
72201-3823

June 16, 2022

Marques Tavron (ADC [REDACTED])
[REDACTED]
[REDACTED]

RE: **Claim No. 231101 – deficient filing**

Dear Mr. Tavron,

Your claim has been filed but has not been transmitted to the Arkansas Department of Correction because the claim exceeds the page limitations set out in Ark. Code Ann. § 19-10-208(f). The text of this subsection is set out on the following page for your review.

Pursuant to Ark. Code Ann. § 19-10-208(f)(3)(A)(ii), you have forty-five days from the date of this letter to resubmit your complaint in compliance with the statute or to file a motion for leave to exceed the page limitations. Failure to do so will result in the dismissal of your claim without prejudice. Ark Code Ann. § 19-10-208(f)(3)(C).

Sincerely,

Kathryn Irby

ES: cmcdaniel

Enclosures

Ark. Code Ann. § 19-10-208(f)

- (1) A claimant who is an inmate in the Department of Correction or the Department of Community Correction at the time the claim or action is filed is limited to no more than:
 - (A) Five (5) pages of written factual allegations and legal argument in his or her complaint; and
 - (B) Five (5) additional pages of exhibits to accompany his or her complaint.

- (2)
 - (A) An inmate filing a claim or action may file a motion to allow him or her to file additional pages of factual allegations, argument, or exhibits in excess of the limitations under subdivision (f)(1) of this section.
 - (B) A motion filed under this subdivision (f)(2) may be granted only if the commissioners of the Arkansas State Claims Commission find that the inmate needs the additional pages to fully explain his or her claim or action or if the claim or action is sufficiently complex to warrant additional pages.

- (3)
 - (A) If an inmate files a claim or action that exceeds the page limitations under this subsection, the commission shall:
 - (i) Assign the inmate's claim a docket number; and
 - (ii) Consider the inmate's claim filed, but mail the inmate's complaint and any attached exhibits back to him or her and give the inmate forty-five (45) days to:
 - (a) Resubmit his or her complaint and any attached exhibits in compliance with this subsection; or
 - (b) File a motion requesting permission to file a complaint and accompanying exhibits that exceed the page limitations under this subsection.

 - (B) The forty-five-day time period under this subsection is excludable time in calculating the statute of limitations for the inmate's claim or action.

 - (C) The commission may dismiss an inmate's complaint without prejudice if the inmate fails to:
 - (i) Resubmit a complaint and attached exhibits that meet the page limitation requirements of this subsection; or
 - (ii) File a motion requesting permission to file a complaint and attached exhibits that exceed the page limitation requirements of this subsection.

 - (D)
 - (i) If the commission grants a motion for a complaint and accompanying exhibits that exceed the page limitation requirements of this subsection, the commission shall set out in the order granting the motion the revised timeline for the inmate to file his or her complaint and accompanying exhibits.
 - (ii) The commission may set a revised limit on the number of pages an inmate's complaint and accompanying exhibits may be.

X: H
(192)

Please print in ink or type

BEFORE THE STATE CLAIMS COMMISSION
Of the State of Arkansas

MAR 02 2023

RECEIVED

- Mr.
- Mrs.
- Ms.
- Miss

Marques Tavronn (ADC [redacted]), Claimant

Do Not Write in These Spaces

Claim No. _____ State Claims Commission

Date Filed _____ (Month) _____ (Day) **MAR 29 2023** (Year)

Amount of Claim \$ _____

Fund _____ RECEIVED

vs.

State of Arkansas, Respondent

COMPLAINT

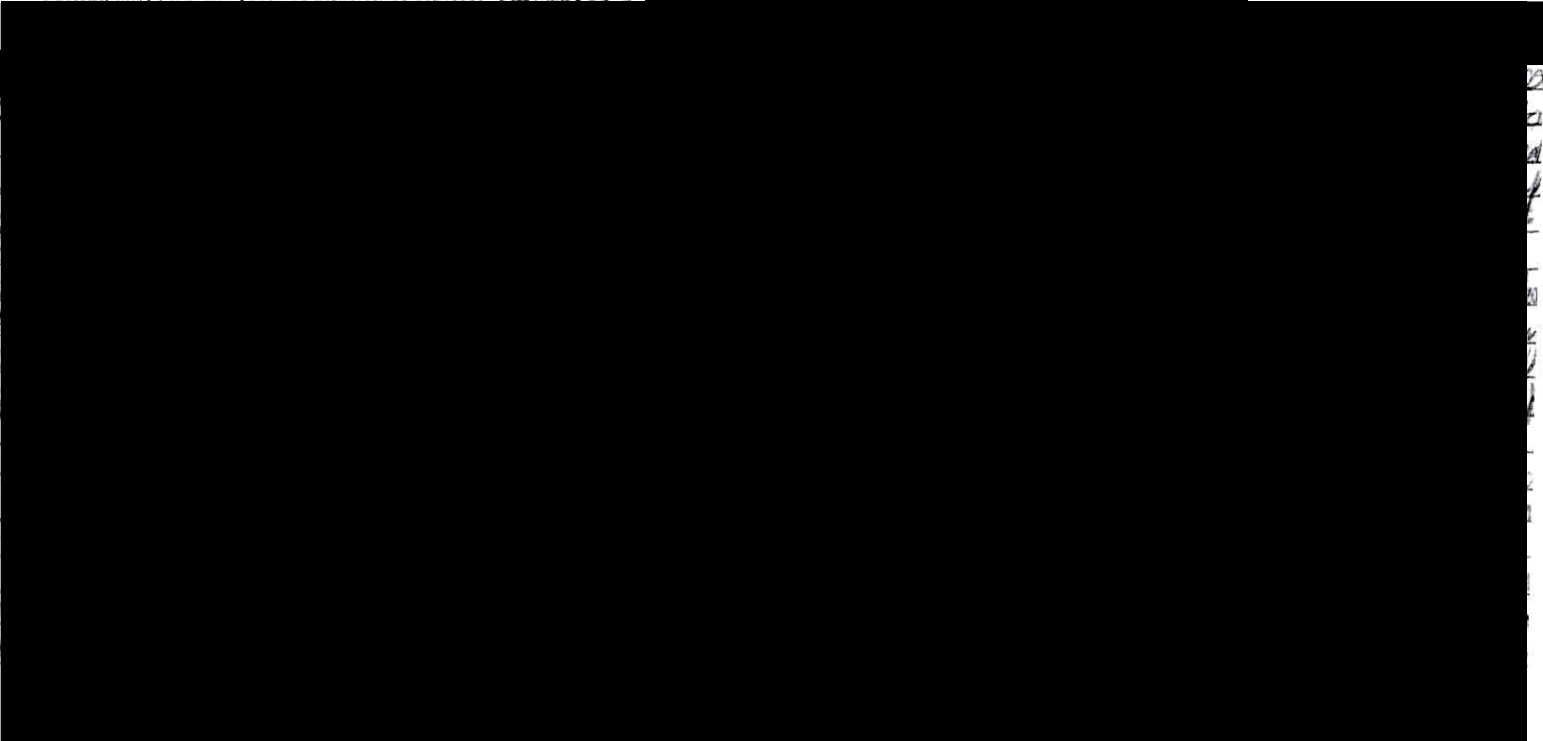
Marques Tavron (ADC [redacted]), the above named Claimant, of [redacted] (Name) (Street or R.F.D. & No.) (City)

Same (State) Same (Zip Code) Same (Daytime Phone No.) County of Lee represented by Pro-Se (Legal Counsel, if any, for Claim)

of Same (Street and No.) Same (City) Same (State) Same (Zip Code) Same (Phone No.) Same (Fax No.) says:

State agency involved: Arkansas Dept. of Correction (ADC) Amount sought: \$15,000

Month, day, year and place of incident or service: 10/30/22 [redacted]



(Yes or No) (Month) (Day) (Year) (Department) and that the following action was taken thereon: None

and that \$ None was paid thereon: (2) Has any third person or corporation an interest in this claim? No; if so, state name and address

(Name) (Street or R.F.D. & No.) (City) (State) (Zip Code) and that the nature thereof is as follows:

: and was acquired on _____, in the following manner:

THE UNDERSIGNED states on oath that he or she is familiar with the matters and things set forth in the above complaint, and that he or she verily believes that they are true.

Marques Tavronn #157415
(Print Claimant/Representative Name)

[Signature]
(Signature of Claimant/Representative)



SWORN TO and subscribed before me at Brickens AR (City) (State)

on this 23 day of Jan, 2023 (Date) (Month) (Year)

Matthew Lyles
(Notary Public)

SF1- R7/99

My Commission Expires: 4 23 2029 (Month) (Day) (Year)

(EX-1)

Before the Arkansas State Claims Commission

Mr. Maurice Dawson (NDC# [redacted])

Claimant
Arkansas
State Claims Commission

Claim No. 231101

MAR 29 2023

v.

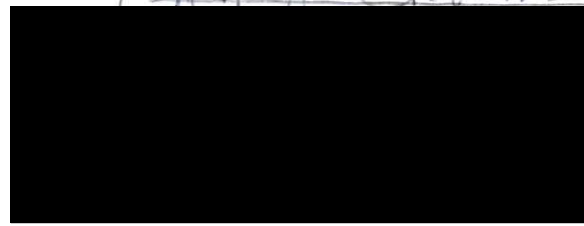
Arkansas Department of Correction

RECEIVED
Respondent

Motion for leave to exceed the Page
Limitations

Comes now, Claimant Maurice Dawson (NDC# [redacted]) requesting a motion for leave to exceed the Page Limitations Claim No. 231101, in a timely manner as required by Ark Code Ann § 19-10-203(f)(1) into the Arkansas State Claims Commission to be filed. It is the rules of law of the Arkansas State Claims Commission that the record be filed marked and certified like the Arkansas State Claims Commission even record them. Attach: with exhibits A - ~~DP~~

Respectfully Submitted
Mr. Maurice Dawson # [redacted]



Ex: H

(2012)

(C. Somers) (Sgt. Graham) (Lt. Kelly) (Sgt. L. Jenkins - white) (Community & Jenkins
~~CO~~, ~~CO~~ A, white) (Co. v. Ester) (D. Hughes Smith) (Co. A. E. ...
Lt. Bayles, Sgt. Clemmons, Sgt. Lee. [redacted] Robinson, (All employees

Staff EACDC such Nurse: Cole, Busler, ~~...~~ etc. All of staff C.O. Parker.

just ~~...~~ that played or have knowledge of all the wrong doing that been
going on with. Also included all the above supervisor, Warden M Jackson,

Assist Richardson, Dep Johnson, ADC. Duette Payne, ~~...~~ AR-413 (IV)(I)(F)

(IV)(B) (VI)(A) (VI)(4) (VI)(a)(II). (For the fear of any retaliation
of any kind). And more to be listed in the near future for preventing

1/23/23

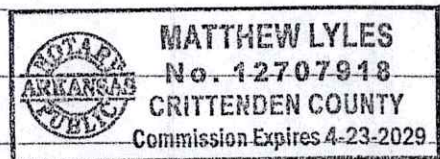
State

State of Arkansas
County of DeWitt

Subscribed and sworn to before me of Notary on this 23 day of
Jan, 2023

Matthew Lyles
Notary Public (Seal)

My Commission Expires: 4-23-2029



- Legal Claims -

1) ... negligence (Simply ignore risk of harm. Haley v. Gross, 84 F.3d 630, 642-43 (7th Cir. 1996)

2) [Redacted]

3) negligence come when you have knowledge of a substantial risk and repeatedly and knowingly fail to keep...

[Redacted]

4) ... (1993) (en banc) (when officials formulate a policy in circumstances where there are Pontus-like decision making process with knowledge that it will impact pain upon the inmates on a routine basis will not look for a showing of action taken maliciously and sadistically.

5) When the CDC nurse staff and majority of the security when they act with deliberate indifference to a continued these actions prison conditions that expose a prisoner to an unreasonable risk of serious harm. Helling v. McKinney, 509 U.S. 25, 33 (1993)

6) The violation of bodily privacy occurred when twitching to my buttock area invasion of privacy and attempt murder by speeding up one's heart rate dealing w/ with Neuroscience (Harris v. Garner, 100 F.3d 1122 (11th Cir. 2001))

obligation to provide a monetary remedy for a governmental appropriation because "it is the Constitution that dictates the remedy for interference with property rights amounting to a taking." *First English Evangelical Lutheran Church v. County of Los Angeles*, 482 U.S. 304, 316 n. 9, 107 S.Ct. 2378, 2386 n. 9, 96 L.Ed.2d 250 (1987). And with some qualifications, there appears to be a due process obligation on the part of states to provide a refund remedy for taxes unconstitutionally exacted, where there is no adequate prepayment remedy. See *Reich v. Collins*, 513 U.S. 106, 115 S.Ct. 547, 130 L.Ed.2d 454 (1994); *McKesson Corp. v. Division of Alcoholic Beverages and Tobacco*, 496 U.S. 18, 110 S.Ct. 2238, 110 L.Ed.2d 17 (1990). To argue that these cases establish some general right to a damages remedy for every claimed constitutional violation, however, is to sweep too broadly. Damages were required in those cases because a compensatory remedy was particularly related to the constitutional violation.

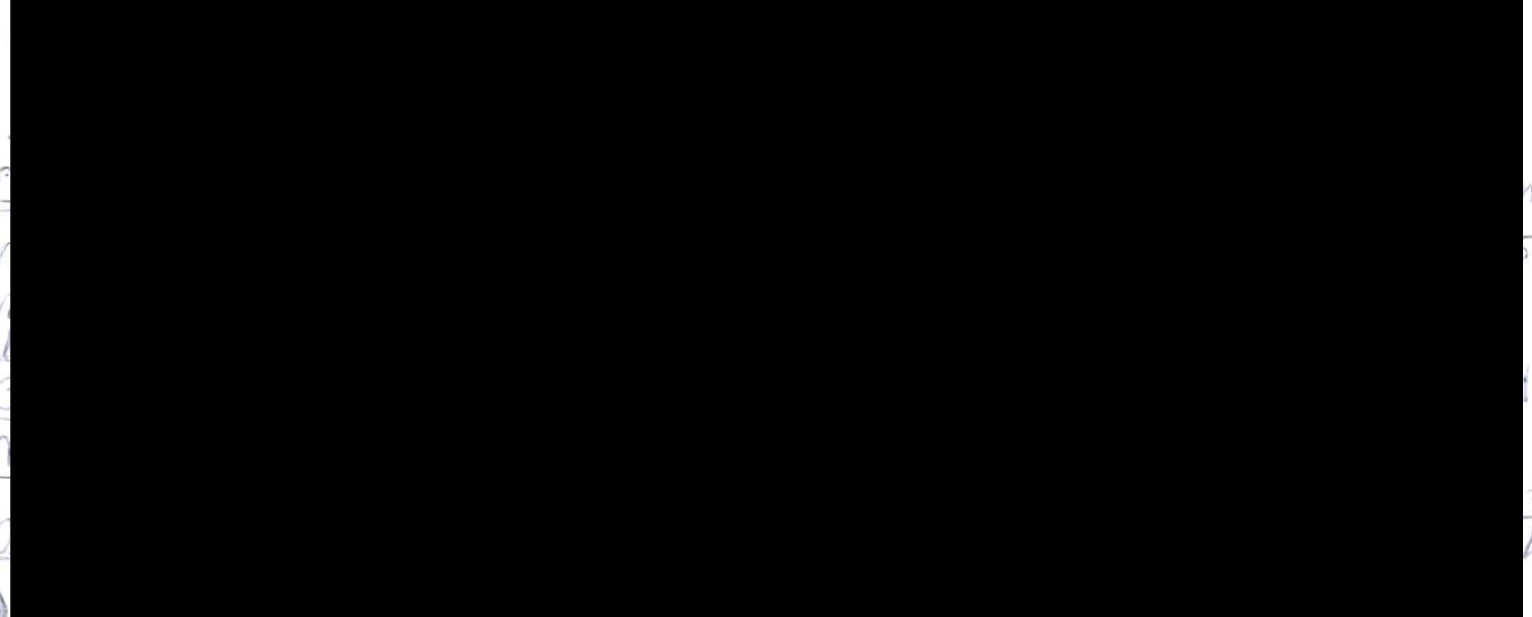
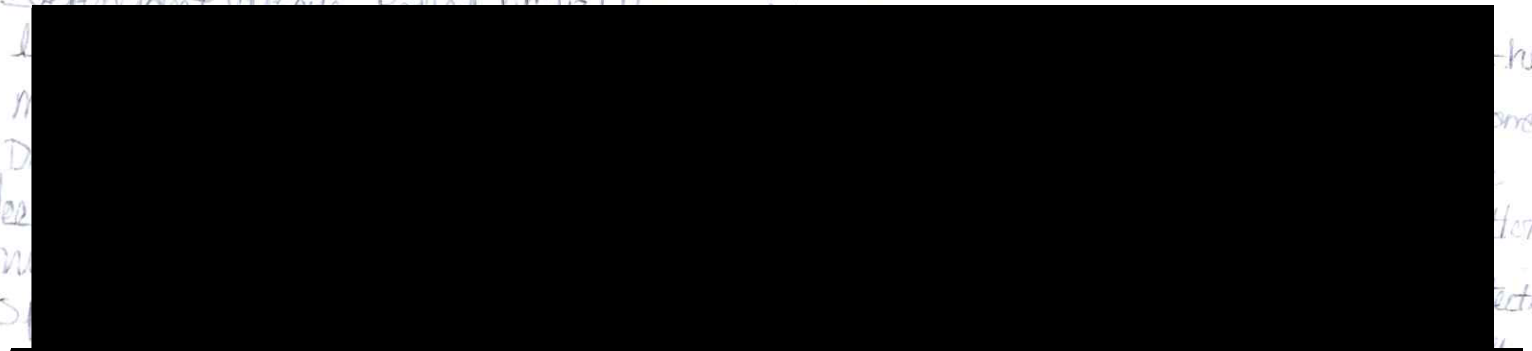
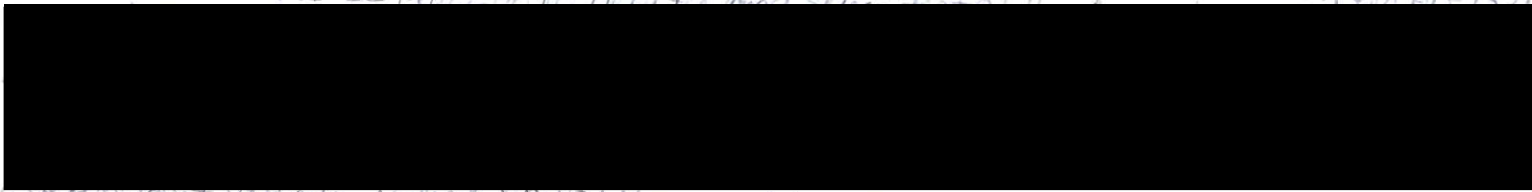
- 12 See Henry Hart, "The Power of Congress to Limit the Jurisdiction of Federal Courts: An Exercise in Dialectic," 66 *Harv. L.Rev.* 1362, 1366 (1953) ("It must be plain that Congress necessarily has a wide choice in the selection of remedies, and that a complaint about action of this kind can rarely be of constitutional dimension.").
- 13 Federal legislation is subject to analysis under the equal protection component of the Fifth Amendment's Due Process Clause. *Adarand Constrs., Inc. v. Peña*, 515 U.S. 200, 213, 115 S.Ct. 2097, 2105-06, 132 L.Ed.2d 158 (1995).
- 14 Plaintiffs make a somewhat bizarre separation of powers argument involving *United States v. Klein*, 80 U.S. (13 Wall.) 128, 20 L.Ed. 519 (1871), and *City of Boerne v. Flores*, 521 U.S. 507, 117 S.Ct. 2157, 138 L.Ed.2d 624 (1997). *Klein* was a unique case in which the Court struck down a congressional attempt to prescribe a "rule of decision" in particular cases. Plaintiffs argue that here, too, Congress is trying to prescribe a "rule of decision" by precluding some actions for compensatory and punitive damages. But plaintiffs' argument sweeps far too broadly. Taken to its logical conclusion, the argument would invalidate almost any congressional alteration of judge-made common law. Congress can certainly "intrude" upon the judicial province and prescribe a "rule of decision" by simply amending the governing law. See *Robertson v. Seattle Audubon Soc'y*, 503 U.S. 429, 440, 112 S.Ct. 1407, 1414, 118 L.Ed.2d 73 (1992). And that is just what Congress has done here. In *City of Boerne*, the Court struck down the Religious Freedom Restoration Act because Congress had exceeded its Fourteenth Amendment power to make laws for the enforcement of the Free Exercise Clause of the First Amendment. In order to find the analogy between that case and this one sound, we would have to hold that Congress is without the constitutional power to structure remedies for claimed constitutional violations. We have already traveled that road in this and the preceding section, and we found the argument to be without merit.

**End of
Document**

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11) Do Continue to act with deliberate indifference by not allowing the claimant to be placed on the lie detector & Stress test at the same time (S. Pruse v. Sargent, 149 F.3d 703 785-806 (8th Cir 1999)) (reversing judgment as matter of law for Unit Warden culture Plaintiff Presented sufficient evidence showing that warden was deliberately indifferent to excessive risk of sexual assault, including evidence that inmate suffered numerous sexual attacks in past)

12) Anderson v. Gutterhammer, 836 F.2d 346 347-49 (7th Cir 1988) (reversing summary judgment to jail officials who refused Plaintiff, failure to protect by not allow Per (AD#17-16 external investigation and computerized voice stress analysis, examination) (see notes on Mission Statement to be placed on lie detector and stress test at same time)



13) Claimant still being housed over at the East Arkansas Regional Max Unit and not putting the claimant on the lie or Stress test at the same time. (Pope v. Shafer, 86 F.3d 90 (7th Cir 1996)) (Affirming jury Verdict of \$ 75,000 for inmates as evidence supported finding that officer was subjectively aware of risk when he failed to transfer Plaintiff who had been threatened by staff / other inmate.)

Claimant. Pray that the Commission reward
the Claimant, the ask amount of \$15000 for all the
negligence that cause all listed Damage, Physical & Emotional
Pattern or Practice of Certain acts. Order all listed defendants and
the other that are not listed (because of fear of retaliation) Cease these
acts. And grant Claimant Compensatory damage in the amount
ask.

Respectfully submitted,
An Mercedes Clowson 

EX-13

(22)

12/1/22

IGTT410
3GS

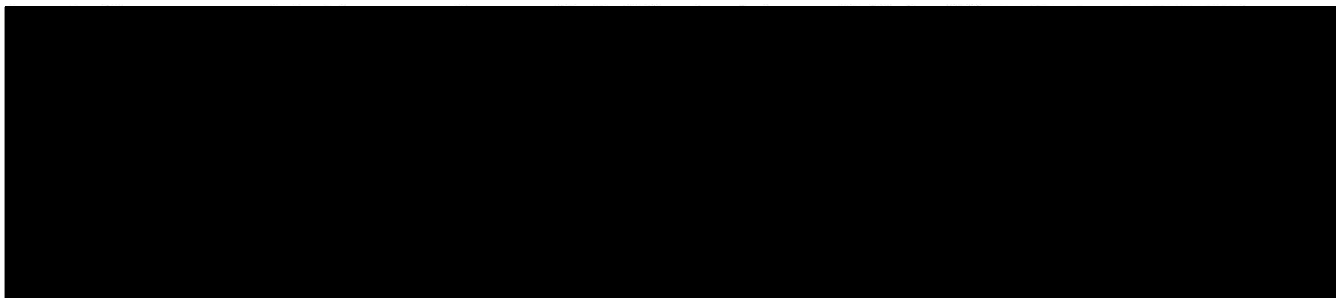
Attachment III

INMATE NAME: Tavron, Marques D.

ADC #: [REDACTED]

GRIEVANCE #: EAM22-02167

WARDEN/CENTER SUPERVISOR'S DECISION



Deputy Warden Johnson stated he does not have any idea of the incident you are referring to. He further advised an investigation will be conducted. Major Allison conducted an investigation and found your allegations unsubstantiated due to lack of supporting evidence. Therefore, your grievance is without merit.

Mose Jackson, Jr.
Signature of Warden/Supervisor or Designee

Supt
Title

RECEIVED

12/6/22
Date

DEC 13 2022

INMATE'S APPEAL

INMATE GRIEVANCES SUPERVISOR

If you are not satisfied with this response, you may appeal this decision within five working days by filling in the information requested below and mailing it to the appropriate Chief Deputy/Deputy/Assistant Director along with the Unit Level Grievance Form. Keep in mind that you are appealing the decision to the original grievance. Do not list additional issues, which are not part of your original grievance as they will not be addressed. Your appeal statement is limited to what you write in the space provided below.

WHY DO YOU DISAGREE WITH THE ABOVE RESPONSE? I disagree with the above decision because Deputy Warden Johnson came from Varner unit and knew about my situation over there. And I also would like for Major Allison to be submitted to a 1013 stress test at the same time along with myself to undergo the same thing. So that he may also release these name per security & enforcement. I'll then ~~wait~~ for the fear of retaliation because Major Allison have complete knowledge of my situation fear as name calling that he himself said which was the name he called me "The R-T".

Mr. Marques D. [REDACTED]
[REDACTED]

ADC#: [REDACTED] 12/8/22
Date

EX:J

RECEIVED NOV 07 2022

Inmate Request Form

This form is to be used by inmates in contacting staff with requests on issues. Staff should be given 5 working days to respond.

Name: <i>Mr. [Redacted]</i>	ADC Number: [Redacted]	Date: <i>11/5/22</i>
Housing Assignment: <i>RH</i>	Job Assignment: <i>[Redacted]</i>	
To (Staff Member): <i>Mr. Henderson</i>	Of: [Redacted]	

I have a request concerning the following area (circle one):

- Classification Parole Visitation Medical Telephones Property
- Mail Law Library Commissary General Library Job Assignment
- Laundry Mental Health Grievance Office Other: _____

Detailed Reason for Request:



When are I'm on the list to see the

[Red Signature]
 Inmate's Signature *11/5/22*
 Date

Staff Member Responding: <i>Mr. OWEN</i>	Date:
--	-------



[Green Signature]
 Staff Signature

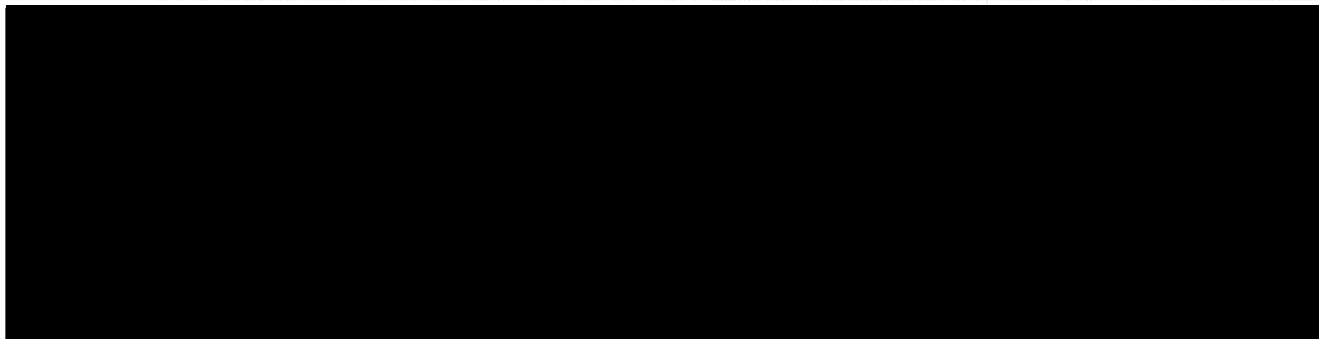
I am referring this request to: _____

INMATE NAME: Tavron, Marques D.

ADC #: [REDACTED]

GRIEVANCE#: [REDACTED] 22-02167

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION



The Warden responded to your grievance on 12/6/2022, by stating the following: Deputy Warden Johnson stated he does not have any idea of the incident you are referring to. He further advised an investigation will be conducted. Major Allison conducted an investigation and found your allegations unsubstantiated due to lack of supporting evidence. Therefore, your grievance is without merit.

Your appeal was received on 12/13/2022. After review of your appeal and supporting documentation, I concur with the Warden's response. Your appeal is without merit.

Appeal denied



Director

12-28-22

Date

Please be advised that if you appeal this decision to the U.S. District Court, a copy of this Chief Deputy/Deputy/Assistant Director's Decision must be attached to any petition or complaint or the Court may dismiss your case without notice. You may also be subject to paying filing fees pursuant to the Prison Litigation Act of 1995.

UNIT LEVEL GRIEVANCE FORM (Attachment D)

X2 / 48

FOR OFFICE USE ONLY

GRV. #

Date Received:

GRV. Code #:

022-02167

NOV 03 2022

803

Unit/Center

Name

ADC#

Brks #

Job Assignment

10/30/22 (Date) STEP ONE: Informal Resolution

11/4/22 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)

If the issue was not resolved during Step One, state why: No, reply for these actions

(Date) EMERGENCY GRIEVANCE (An emergency situation is one in which you may be subject to a substantial risk of physical harm: emergency grievances are not for ordinary problems that are not of serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. In an Emergency, state why:

Is this Grievance concerning Medical or Mental Health Services? If yes, circle one: medical or mental

BRIEFLY state your one complaint/concern and be specific as to the complaint, date, place, name of personnel involved and how you were affected. (Please Print): Warden Johnson & Major Allison

Inmate Signature

Date

10/30/22

If you are harmed, threatened because of your use of the grievance process, report it immediately to the Warden or designee.

THIS SECTION TO BE FILLED OUT BY STAFF ONLY

This form was received on 10/30/22 (date), and determined to be Step One and/or an Emergency Grievance (Yes or No). This form was forwarded to medical or mental health? (Yes or No). If yes, name of the person in that department receiving this form: Date

PRINT/STAFF NAME (PROBLEM SOLVER)

ID Number

RECEIVED

DEC 13 2022

Staff Signature

Date Received

Describe action taken to resolve complaint, including dates:

INMATE GRIEVANCES SUPERVISOR

ADMINISTRATIVE BUILDING

Staff Signature & Date Returned

Inmate Signature & Date Received

This form was received on 11-3-22 (date), pursuant to Step Two. Is it an Emergency? (Yes or No)

Staff Who Received Step Two Grievance:

Date: 11-3-22

Action Taken:

(Forwarded to Grievance Officer/Warden/Other) Date:

If forwarded, provide name of person receiving this form:

Date:

DISTRIBUTION: YELLOW & PINK - Inmate Receipts; BLUE - Grievance Officer; ORIGINAL - Given back to Inmate after Completion of Step One and Step Two.



ARKANSAS DEPARTMENT OF CORRECTIONS
Division of Correction - Director's Office

6814 Princeton Pike
Pine Bluff, Arkansas 71602
Phone: (870) 267-6200 | Fax: (870) 267-6244

Copy to [unclear] [unclear]
(EX: F)

Arkansas
State Claims Commission

JAN 26 2022

RECEIVED

MEMORANDUM

TO: Inmate Marques Tavron, ADC# [REDACTED]
FROM: Jada Lawrence, Executive Assistant to the Director [Signature]
RE: Correspondence
DATE: September 8, 2021

The Governor's office forwarded your letter to my office for review.
Your allegations will be referred to Internal Affairs for investigation.
Cc: Warden Gibson
JL/ms

10
EX:D

I80 414

* I don't want you guys to be
a part of nothing that is going
on dealing with [redacted]

Inmate Request Form

(Neuroscience)

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form. *el believe if it started at your that when it should end @ 1 **

Name: *[Signature]* ADC Number: [redacted] Barracks: *Too 2-411* Date: *9/12/22*

Staff Directed to: *Classification* Office: [redacted]

My request is directed to the following area: (check one)

- Chaplain
- Classification
- Commissary
- Assistant/Deputy Warden
- Issuance
- Food Service
- Hobby Craft
- General Library
- Law Library
- Laundry
- Mail Room
- Medical
- Mental Health
- Parole
- Property
- Records
- Security
- Visitation
- Warden
- Other: _____

Give a detailed reason for your request: *el'm asking to be release to General population*

for a chance to be a role model inmate, if this can not be granted

When I'm asking you to step me back to where I came from on Cummins Unit I never ask or send you guys any request to come back here. plus I'm not [redacted] from [redacted] of this unit I haven't been release to population, I can't move class there no step down program. I have alot of

Have you talked to any staff about your request? Yes No
If yes, to whom did you speak with and when? _____

[Signature]
Inmate Signature/ Date *9/12/22*

time with nothing to work for or work for to.

Staff Responding: _____ Date: _____

Response: *Currently serving punitive will not be released at this time.*

I am referring this to: _____

Cc: _____

CSD *9/13/22*
Staff Signature Date

7
ERIC
X 2-48

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: <i>[Signature]</i>	ADC Number: [REDACTED]	Barracks: X2-48	Date: 10/19/22
--------------------------	------------------------	-----------------	----------------

Staff Directed to: <i>[Signature]</i>	Officer: <i>[Signature]</i>
---------------------------------------	-----------------------------

My request is directed to the following area: (check one)

- | | | | | | | | |
|---------------|--------------------------|----------------|-------------------------------------|-------------|--------------------------|--------------------------|-------------------------------------|
| Chaplain | <input type="checkbox"/> | Classification | <input checked="" type="checkbox"/> | Commissary | <input type="checkbox"/> | Assistant/ Deputy Warden | <input type="checkbox"/> |
| Issuance | <input type="checkbox"/> | Food Service | <input type="checkbox"/> | Hobby Craft | <input type="checkbox"/> | General Library | <input type="checkbox"/> |
| Law Library | <input type="checkbox"/> | Laundry | <input type="checkbox"/> | Mail Room | <input type="checkbox"/> | Medical | <input checked="" type="checkbox"/> |
| Mental Health | <input type="checkbox"/> | Parole | <input type="checkbox"/> | Property | <input type="checkbox"/> | Records | <input type="checkbox"/> |
| Security | <input type="checkbox"/> | Visitation | <input type="checkbox"/> | Warden | <input type="checkbox"/> | Other: | <input type="checkbox"/> |

Give a detailed reason for your request: *I'm asking to be please to population & I got out over here and if you guys don't want to allow me a chance to go to general population. When once again please ship me back to [REDACTED] I'm really trying to help you guys before a lot of question get ask*

Have you talked to any staff about your request? Yes No
If yes, to whom did you speak with and when? _____

[Signature] 10/19/22
Inmate Signature/ Date

Staff Responding:	Date:
-------------------	-------

Response: *You're on the transfer list*

C-80 10/20/22

I am referring this to: _____

Cc: _____

Ex: B

02-23

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: <u>Mr. Hargues</u>	ADC Number: [REDACTED]	Barracks: <u>X2-23</u>	Date: <u>2-6-23</u>
--------------------------	--	------------------------	---------------------

Staff Directed to: <u>Classification</u>	Office: <u>Classification</u>
--	-------------------------------

My request is directed to the following area: (check one)

- | | | | |
|--|--|--------------------------------------|---|
| Chaplain <input type="checkbox"/> | Classification <input checked="" type="checkbox"/> | Commissary <input type="checkbox"/> | Assistant/ Deputy Warden <input type="checkbox"/> |
| Issuance <input type="checkbox"/> | Food Service <input type="checkbox"/> | Hobby Craft <input type="checkbox"/> | General Library <input type="checkbox"/> |
| Law Library <input type="checkbox"/> | Laundry <input type="checkbox"/> | Mail Room <input type="checkbox"/> | Medical <input type="checkbox"/> |
| Mental Health <input type="checkbox"/> | Parole <input type="checkbox"/> | Property <input type="checkbox"/> | Records <input type="checkbox"/> |
| Security <input type="checkbox"/> | Visitation <input type="checkbox"/> | Warden <input type="checkbox"/> | Other: _____ <input type="checkbox"/> |

Give a detailed reason for your request: Am el on the transfer list

back to VSM? If you know that it's a problem, el will
not write you again to see why el hasn't left this
unit. Get me away or release me to General population

Have you talked to any staff about your request? Yes No

If yes, to whom did you speak with and when? _____

Mr. Hargues 2-6-23
 Inmate Signature/ Date

Staff Responding:	Date:
-------------------	-------

Response: You are on the transfer request list.
VSM has not accepted your request.

I am referring this to: _____

Cc: _____

C80 2/7/23
 Staff Signature Date

EX 77

RECEIVED OCT 04 2022

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: Mr. Augustus P. Owen ADC Number: [REDACTED] Barracks: 4249 Date: 10/3/22

Staff Directed to: Miss Robinson
 My request is directed to the following area: [REDACTED]

- | | | | | | | | |
|---------------|-------------------------------------|----------------|--------------------------|-------------|--------------------------|-------------------------|--------------------------|
| Chaplain | <input type="checkbox"/> | Classification | <input type="checkbox"/> | Commissary | <input type="checkbox"/> | Assistant/Deputy Warden | <input type="checkbox"/> |
| Issuance | <input type="checkbox"/> | Food Service | <input type="checkbox"/> | Hobby Craft | <input type="checkbox"/> | General Library | <input type="checkbox"/> |
| Law Library | <input type="checkbox"/> | Laundry | <input type="checkbox"/> | Mail Room | <input type="checkbox"/> | Medical | <input type="checkbox"/> |
| Mental Health | <input checked="" type="checkbox"/> | Parole | <input type="checkbox"/> | Property | <input type="checkbox"/> | Records | <input type="checkbox"/> |
| Security | <input type="checkbox"/> | Visitation | <input type="checkbox"/> | Warden | <input type="checkbox"/> | Other: _____ | <input type="checkbox"/> |

[REDACTED]

If yes, to whom did you speak with and when? _____

Mr. Augustus P. Owen 10/3/22
 Inmate Signature/ Date

Staff Responding: Mr. Owen Date: 10-6-22

[REDACTED]

I am referring this to: _____

Cc: _____

[Signature] 10-6-22
 Staff Signature Date




ARKANSAS DEPARTMENT OF CORRECTIONS
Division of Correction - Director's Office

6814 Princeton Pike
Pine Bluff, Arkansas 71602
Phone: (870) 267-6200 | Fax: (870) 267-6244

MEMORANDUM

TO: Inmate Marques D. Tavron, ADC# [REDACTED]
[REDACTED] Max

FROM: Jada Brown, Executive Assistant to the Director 

RE: Transfer

DATE: February 9, 2023

Thank you for contacting my office. I have read and reviewed the correspondence you sent to my office concerning a transfer to another unit and class.

Regarding transfers: transfers are an internal matter that is handled at the unit, not through my office. You will have to request to be transferred. You can send a request to the Classification Officer or to the Warden. However, just because you request to be transferred does not mean your request will be granted due to bed space, institutional reasons, ineligibility for a transfer, or other.

You are currently Class IV and in restrictive housing, which may make you ineligible for a transfer.

Due to a recent change in classification policy, you cannot regain your class if you are housed in restrictive housing.

I would recommend you write to the chaplain, mental health, or your classification officer to see if there are any programs or classes you can participate in.

If I can be of further assistance, feel free to contact my office.

JB/sw

(Ex: M)
Copies ISO 80L

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: <u>Chas. Morgan</u>	ADC Number: [REDACTED]	Barracks: <u>also 5-90</u>	Date: <u>3/15/23</u>
---------------------------	--	----------------------------	----------------------

Staff Directed to: <u>Classification</u>	Office: <u>Classification</u>
--	-------------------------------

My request is directed to the following area: (check one)

- | | | | |
|--|--|--------------------------------------|---|
| Chaplain <input type="checkbox"/> | Classification <input checked="" type="checkbox"/> | Commissary <input type="checkbox"/> | Assistant/ Deputy Warden <input type="checkbox"/> |
| Issuance <input type="checkbox"/> | Food Service <input type="checkbox"/> | Hobby Craft <input type="checkbox"/> | General Library <input type="checkbox"/> |
| Law Library <input type="checkbox"/> | Laundry <input type="checkbox"/> | Mail Room <input type="checkbox"/> | Medical <input type="checkbox"/> |
| Mental Health <input type="checkbox"/> | Parole <input type="checkbox"/> | Property <input type="checkbox"/> | Records <input type="checkbox"/> |
| Security <input type="checkbox"/> | Visitation <input type="checkbox"/> | Warden <input type="checkbox"/> | Other: _____ <input type="checkbox"/> |

Give a detailed reason for your request: I am the (lack of security) for which equal to (failure to protect), if I can't talk to clxAs to get place on the lie! ~~stress~~ stress test at the same time to prove what I'm going through that you yourself have full knowledge of and still want to hold me over here to be a part in this. I'll have waste your resources of time letting you know it a problem get me back to VSM. In where this newspaper staffed. If I'm not going to (E- transfer) me, then every and anything is to continue to take place with involving my health/safety you will two held liable

Have you talked to any staff about your request? Yes No
 If yes, to whom did you speak with and when? _____

* (Get me away from this unit it was a ~~mess~~ mess make another sweep)

 Inmate Signature/ Date 3/15/23

Staff Responding: _____	Date: _____
-------------------------	-------------

Response: You're on the transfer list.

Another unit has to accept the transfer before you can be shipped.

I am referring this to: _____

Cc: _____

C. 80 3/16/23
 Staff Signature Date

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

MARQUES TAVRON (ADC [REDACTED])

CLAIMANT

V.

CLAIM NO. 220906

CLAIM NO. 221496

ARKANSAS DIVISION OF
CORRECTION

RESPONDENT

ORDER

Now before the Arkansas State Claims Commission (the “Claims Commission”) is a motion filed by Marquez Tavron (the “Claimant”) for reconsideration of the Claims Commission’s July 15, 2022, order dismissing Claimant’s Claim No. 220906 against the Arkansas Division of Correction (the “Respondent”). Also pending is a motion to dismiss filed by Respondent to dismiss Claim No. 221496 of Claimant. Based upon a review of the motions, the arguments made therein, and the law of Arkansas, the Claims Commission hereby finds as follows:

Claim No. 220906

1. Claimant filed his claim on January 26, 2022, seeking \$15,000 in damages related to his allegations of cruel and unusual punishment. Claimant alleges he was [REDACTED] and discriminated against on the basis of his race.

2. Respondent filed a motion to dismiss pursuant to Ark. R. Civ. Proc. 12(b)(6), arguing, *inter alia*, that Claimant asserts federal law claims outside of the Claims Commissions jurisdiction.

3. Claimant responded to the motion to dismiss, arguing, *inter alia*, that dismissal was not proper.

Ex. 11

4. The Claims Commission agreed with Respondent that Claimant's claim was premised upon alleged federal law violations, and the Claims Commission dismissed the claim on July 15, 2022.

5. Claimant then filed the instant motion for reconsideration, arguing, *inter alia*, that this claim relates to a violation [REDACTED] and procedure and discrimination based on race, color and religion.

6. In analyzing a motion for reconsideration, Rule 7.1 of the Claims Commission Rules and Regulations states that motions for reconsideration "will only be entertained if they set forth new or additional evidence which was not [previously] available"

7. The Claims Commission finds that the motion does not set forth new or additional evidence not previously available.

8. If Claimant has federal law claims against Respondent or individual employees of Respondent, those claims can be brought in a court of general jurisdiction. *See* Ark. Code Ann. § 19-10-204.

9. As such, Claimant's motion for reconsideration is DENIED, and the July 15, 2022, Claims Commission order in Claim No. 220906 remains in effect.

Claim No. 221496

10. Claimant filed Claim No. 221496 on July 6, 2022, seeking \$15,000.00 in damages related to his allegations about an updated photo of another inmate and "newly discovered evidence in capital case." Claimant alleges that Respondent's employees agreed to commit an unlawful act related to the photo.

11. Respondent filed a motion to dismiss pursuant to Ark. R. Civ. Proc. 12(b)(6), arguing, *inter alia*, that Claimant did not suffer damages and that Claimant did not exhaust his administrative remedies because his grievance was rejected as untimely.

12. Claimant responded to the motion to dismiss, arguing, *inter alia*, that dismissal was not proper.

13. In reviewing Respondent's motion to dismiss, the Claims Commission must treat the facts alleged in the complaint as true and view them in a light most favorable to the Claimant. *See Hodges v. Lamora*, 337 Ark. 470, 989 S.W.2d 530 (1999). All reasonable inferences must be resolved in favor of the Claimant, and the complaint must be liberally construed. *See id.* However, the Claimant must allege facts, not mere conclusions. *Dockery v. Morgan*, 2011 Ark. 94 at *6, 380 S.W.3d 377, 382 (2011). The facts alleged in the complaint will be treated as true, but not "a plaintiff's theories, speculation, or statutory interpretation." *See id.* (citing *Hodges*, 337 Ark. 470, 989 S.W.2d 530 (1999)).

14. The Claims Commission finds dismissal is proper under *Hodges*. Even liberally construing the complaint, Claimant has not stated facts to support a negligence claim. *See Chambers v. Stern*, 347 Ark. 395, 406, 64 S.W.3d 737, 744 (2002). The elements of a negligence claim are duty, breach of duty, and damages proximately caused by the breach. *Id.* The Claims Commission agrees with Respondent that Claimant has stated no facts in his claim to establish how he has been damaged by the alleged actions of Respondent.

15. Alternatively, the Claims Commission agrees with Respondent that dismissal is proper because Claimant failed to exhaust his administrative remedies by timely filing a grievance. Under the doctrine of exhaustion of administrative remedies, a claimant must utilize and exhaust the administrative remedies before seeking relief from the Claims Commission. *See Ark. Dept. of*

Health and Human Servs. v. Smith, 370 Ark. 490, 492-93 (2007). The purpose of this doctrine is to provide the agency with an opportunity to address the issue. *See id.* Where a claimant fails to exhaust his or her administrative remedies, the Claims Commission lacks jurisdiction to hear the claim.

16. Further, to the extent that Claimant is seeking injunctive relief, the Claims Commission notes that it has no authority to order injunctive relief.

17. As such, Respondent's motion is granted pursuant to Ark. R. Civ. Proc. 12(b)(6) for Claimant's failure to state facts upon which relief can be granted and failure to exhaust his administrative remedies. Claimant's Claim No. 221496 is DISMISSED.

18. If Claimant believes he has federal law claims against individual employees of Respondent, those claims can be brought in a court of general jurisdiction. The Claims Commission does not have jurisdiction to hear such claims. *See* Ark. Code Ann. § 19-10-204.

19. All other pending motions are denied as moot.

IT IS SO ORDERED.

Courtney Baird

ARKANSAS STATE CLAIMS COMMISSION
Courtney Baird

Henry C. Kinslow

ARKANSAS STATE CLAIMS COMMISSION
Henry Kinslow

Paul Morris

ARKANSAS STATE CLAIMS COMMISSION
Paul Morris, Chair

DATE: January 20, 2023

Notice(s) which may apply to your claim

- (1) A party has forty (40) days from the date of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the date of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). Note: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

MARQUES TAVRON (ADC [REDACTED])

CLAIMANT

V.

CLAIM NO. 231101

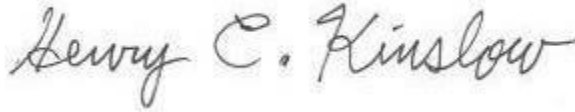
**ARKANSAS DIVISION OF
CORRECTION**

RESPONDENT

ORDER

Now before the Arkansas State Claims Commission (the “Claims Commission”) is a motion of Marquez Tavron (the “Claimant”) for leave to exceed the page limitations set in Ark. Code Ann. § 19-10-208(f)(1). Upon review of the complaint and supporting documentation, the Claims Commission hereby GRANTS Claimant’s motion for leave and will accept the complaint and supporting documentation previously received. However, this order does not constitute any determination as to the validity of Claimant’s claim.

IT IS SO ORDERED.



ARKANSAS STATE CLAIMS COMMISSION
Henry Kinslow



ARKANSAS STATE CLAIMS COMMISSION
Paul Morris, Chair



ARKANSAS STATE CLAIMS COMMISSION
Sylvester Smith

DATE: April 20, 2023

Notice(s) which may apply to your claim

- (1) A party has forty (40) days from the date of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the date of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). Note: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).

From: [ASCC New Claims](#)
To: [Thomas Burns \(DOC\)](#); [Leslie Browning \(DOC\)](#)
Cc: [Kathryn Irby](#)
Subject: CLAIM: Marques Tavron v. ADC, Claim No. 231101
Date: Wednesday, May 3, 2023 10:05:00 AM
Attachments: [Marques Tavron ADC agency ltr .pdf](#)
[Marques Tavron Claim 231101.pdf](#)
[Marques Tavron Deficient Letter mailed to Cl.pdf](#)
[Marques Tavron Updated 231101.pdf](#)
[Marques Tavron Order re MTE.pdf](#)

Please see attached. Contact Kathryn Irby with any questions.

Thank you,
Caitlin

Caitlin McDaniel

Administrative Specialist II

Arkansas State Claims Commission

101 East Capitol Avenue, Suite 410
Little Rock, Arkansas 72201
(501) 682-1619

ARKANSAS STATE CLAIMS COMMISSION

(501)682-1619
FAX (501)682-2823



KATHRYN IRBY
DIRECTOR

101 EAST CAPITOL AVENUE
SUITE 410
LITTLE ROCK, AR 72201-3823

May 3, 2023

Mr. Thomas Burns
Arkansas Division of Correction
6814 Princeton Pike
Pine Bluff, Arkansas 71602

(via email)

RE: ***Marques Tavron v. Arkansas Division of Correction***
Claim No. 231101

Dear Mr. Burns,

Enclosed please find a copy of the above-styled claim filed against the Arkansas Division of Correction. Pursuant to the Arkansas Rules of Civil Procedure, as well as Claims Commission Rule 2.2, you have **thirty days from the date of service** in which to file a responsive pleading.

Your responsive pleading should include your agency number, fund code, appropriation code, and activity/section/unit/element that this claim should be charged against, if liability is admitted, or if the Claims Commission approves this claim for payment. This information is necessary even if your agency denies liability.

Sincerely,

Kathryn Irby

ES: cmcdaniel

cc: Marques Tavron [REDACTED], *Claimant* (w/ encl.)

Note to Claimant or Claimant's counsel: The Claims Commission copied you on this correspondence to provide you with confirmation that your claim has been processed and served upon the respondent agency.

From: [Leslie Browning \(DOC\)](#)
To: [ASCC Pleadings](#)
Cc: [Thomas Burns \(DOC\)](#)
Subject: Marques Tavron 231101
Date: Wednesday, May 3, 2023 4:08:57 PM
Attachments: [ADC Answer.pdf](#)

ADC Answer

Leslie Browning

Arkansas Division of Correction
Central Office/Legal Division
6814 Princeton Pike
Pine Bluff, AR 71602
Legal Support Specialist
Phone: 870-267-6844
Email: leslie.browning@arkansas.gov

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

MARQUES TAVRON ([REDACTED]

CLAIMANT

v.

CLAIM NO. 231101

**ARKANSAS DEPARTMENT OF CORRECTIONS
DIVISION OF CORRECTION**

RESPONDENT

ANSWER TO COMPLAINT

COMES NOW the Respondent, Arkansas Department of Corrections, and for its Answer, states and alleges as follows:

1. Respondent denies liability in this claim and asserts it will hold the Claimant to strict proof on each allegation unless admitted by Respondent. Respondent reserves the right to plead further upon completion of the investigation by internal affairs and requests the matter be held in abeyance until the investigation is complete.

2. The applicable account information required by the Commission is:

- | | |
|---------------------------|--------------------------|
| a. Agency number: 0480 | b. Cost Center: HCA 0100 |
| c. Internal Order: 340301 | d. Fund Center: 509 |

WHEREFORE, for the reasons cited above, the Respondent prays that the claim be dismissed with prejudice and that Claimant take nothing or, in the alternative, that the matter be held in abeyance until completion of the investigation by Internal Affairs.

Respectfully submitted,



Thomas Burns (02006)
ADC Legal Division
6814 Princeton Pike
Pine Bluff, AR 71602-9411
(870) 267-6845 telephone
thomas.burns@arkansas.gov

CERTIFICATE OF SERVICE

I certify that a copy of this pleading has been served this 3rd day of May, 2023 on the Claimant by placing a copy of the same in the U. S. Mail, regular postage, to:

Marques Tavron ([REDACTED])

[REDACTED]



Thomas Burns

MAY 10 2023

RECEIVED

Before the Arkansas State Claims Commission

Mr. Marques Jackson # ^{ASC} [REDACTED]

Claimant

v.

No. 231101

Arkansas Department of Corrections

Respondent

Motion to Compel Discovery

Comes Now, Claimant requesting a motion to Compel discovery
Claim No. 231101 in a timely manner as required by Ark.
Civil Rules of Procedure, into the Arkansas State Claims
Commission to be filed. It is the rule of law of the Arkansas State
Claims Commission that the record be filed marked and Certified
before the Arkansas State Claims Commission even record them (
Exhibit A-P).

Respectfully Submitted.

Mr. Marques Jackson [REDACTED]

[REDACTED]

Before the Arkansas State Claims Commission

Mr. Marques Dawson ^{no. #} [REDACTED]

Claimant

v.

No. 231101

Arkansas Department of Correction

Respondent

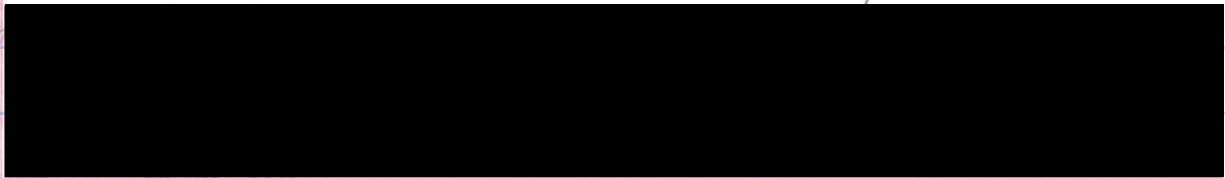
Motion for Limine

Comes now, Claimant Marques Dawson ([REDACTED]) requesting a motion for limine. Claim No. 231101 in a timely manner as required by Ark Civil Rules of Procedure, into the Arkansas State Claims Commission that the record be filed sealed and certified before the Arkansas State Claims Commission even record then. (Attach: with Exhibits: A-P)

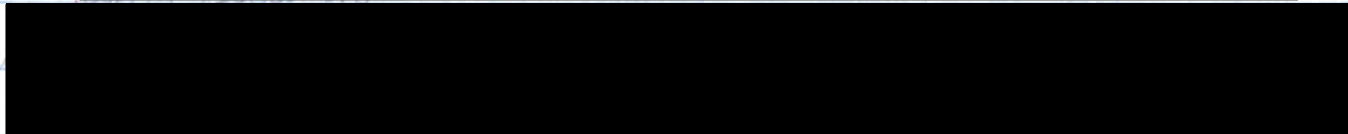
Respectfully Submitted,

Mr. Marques Dawson # [REDACTED]
[REDACTED]

interrogator



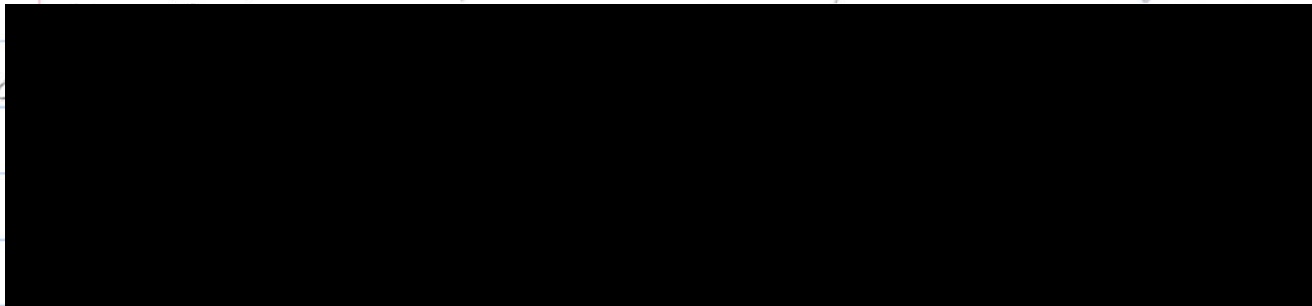
inter



interrogatory 7): On the Hotline (#9123#) is it a call from inmate Dawson # [redacted] reporting an incident?

interrogatory 8): [redacted] security staff using this as a [redacted]

interrogatory 9): Do this have something to do with my case



interrogatory 11): Have Major Allison violated AR-225 Employ Conduct Standard by name calling with the knowledge of ~~what's going on?~~ what's going on?

interrogatory 12): Have Cpt. Estudy violated AR-225 Employ Conduct Standard by name calling with the knowledge of this matter and others dealing with Dawson [redacted]

interrogatory 13): Do and have Major if not all listed officers played or aid in continue to allow all of this to go on in inmate: Dawson [redacted] Yes or No?

interrogatory 14): Will all of the listed officers submit to a lie and stress test at the same time while been ask and answer all above question? Yes or No?

Interrogatory 15): Have inmate Dawson # [redacted] try and still will submitted if allowed by courts to order [redacted] ~~to prove all his claim by placing him on the lie and stress test at the same time?~~ to prove all his claim by placing him on the lie and stress test at the same time?

Interrogatory 16): Can this "program" kill inmate Dawson [redacted] yes or no?

Interrogatory 17): Has this being a pattern of continuous neglect, yes or no?

Interrogatory 18): Has policy & Procedure been breaking to keep this "program" going on? [redacted]

Interrogatory 19): Have Mr. M. Dawson [redacted] ask for years to stop watching him, yes or no?

Interrogatory 20): Have el suffer negative consequence already? and el fear of retaliation now?

Interrogatory 21): Have they heard about any ADC worker get some inmate to do there "dirty work" by assaulting me?

Interrogatory 22): Have my life has already been threatening for reporting to others, about what's going on?

Interrogatory 23): Yes or No? Have there been name such as Dry Smitch, Big Dawg = Big Rat, Rat, Lab Mouse, and etc.?

Interrogatory 24): [redacted] and security have been talking about my case, yes or no?


Interrogatory 25): do it against policy AR 225 - Employee Standards and Conduct [redacted]

Interrogatory 26): [redacted]

said that he (pre [redacted])

MAY 10 2023

RECEIVED

of his Grievance
 (Interrogatory 27): Have ~~the Mask Majority~~ ^{the Mask Majority} confirmed? Security
 and in the ongoing problem? By causing harm to
 my Brother or family?
 (Interrogatory 28): What Happen at 

(Interrogatory 30): Have I been getting treated different
 from the other inmates because of these name-calling
 Jailers-to protect, Yes or No?

(Interrogatory 31): Have this cause other inmate
 to plot about getting on my case, Yes or No?

(Interrogatory 32): do these rumors about my pictures,
 family picture on the web-by inmate? Adc officer's conspiracy
 dealing with was going on dealing solely with case, Yes or No?

(Interrogatory 33): do this permit is in a real test?

(Interrogatory 34): Do this have to do with Neuroscience

(Interrogatory 35): Can you read one thought through
 this same program as well?

Production of Documents

Production of Document(1): Provide a list for examination of all witnesses respondent intends to call to testify at the hearing. Also give a brief statement of witnesses expected testimony.

Production of Document(2): Provide a list for examination of any tangible documents, exhibits, policies, memos and etc.. Respondent intends or might use as evidence at the hearing.

Production of Document(3): Provide a list of any documents acknowledge, notification, Guidance reports, E-mails, and third party and any report surrounding this matter at hand.

Respectfully Submitted,
Margarita Davison [REDACTED]

Margarita Davison # [REDACTED]
Claimant - Piv. se
[REDACTED]

I certify that a copy of the foregoing notice for interrogatories and Production of documents has been served on this May day of 4th 2023 on the respondent by placing a copy of same in the U.S. Mail by Postage to: go to whom this may concern

ADC Attorney Supervisor
P.O. Box 8707 Pine Bluff Ark 71601

Margarita Davison
Claimant Piv. se

From: [Thomas Burns \(DOC\)](#)
To: [ASCC Pleadings](#)
Cc: [Leslie Browning \(DOC\)](#)
Subject: Marques Tavron v ADC 231101
Date: Wednesday, May 24, 2023 8:58:08 AM
Attachments: [4425_001.pdf](#)

MTD

Thomas Burns
General Counsel
Arkansas Department of Corrections
Division of Correction
6814 Princeton Pike
Pine Bluff Arkansas 71602
Phone: (870) 267-6845
Fax: (870) 267-6373
Cell: (870) 515-0918
thomas.burns@arkansas.gov

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BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

MARQUES TAVRONN (ADC [REDACTED])

CLAIMANT

v

NO. 231101

ARKANSAS DEPARTMENT OF CORRECTIONS
DIVISION OF CORRECTION

RESPONDENT

RESPONDENT'S MOTION TO DISMISS

Comes Now the Respondent, Arkansas Department of Corrections (ADC), for its Motion to Dismiss, states:

1. The inmate's claim should be dismissed pursuant to the Arkansas Rules of Civil Procedure (ARCP) 12(b)(6) as it fails to state facts upon which relief can be granted.

2. On a motion to dismiss pursuant to Rule 12(b)(6) of the Arkansas Rules of Civil Procedure the courts treat the facts alleged in complaints as true and view them in the light most favorable to the plaintiff. *Dockery v Morgan*, 2011 Ark. 94. "However, [Arkansas's] rules require fact pleading, and a complaint must state facts, not mere conclusions, in order to entitle the pleader to relief." *Id.* The Court should "treat only the facts alleged in the complaint as true but not the plaintiff's theories, speculation, or statutory interpretation." *Id.*

3. An "important mechanism for weeding out meritless claims [is a] motion to dismiss for failure to state a claim." *Fifth Third Bancorp v. Dudenhoeffer*, 573 U.S. 409, 425 (2014). Legal conclusions, unsupported conclusions, and unwarranted inferences must be ignored and fail to withstand a Rule 12(b)(6) motion. *See Farm Credit Svcs. v American State bank*, 339 F.3d 764 (8th Cir. 2003). A pleading must contain a "short and plain statement of the claim showing that the pleader is entitled to relief. *Ashcraft v Iqbal* 556 U.S. 662 (2009). Although detailed factual allegations are not required, more that "unadorned, the-defendant-unlawfully-harmed-me-

accusations” are required. *Id.* To survive a motion to dismiss, a complaint must contain sufficient factual matter that, when accepted as true, state a claim to relief that is plausible on its face. *Id.* A claim is facially plausible “when the plaintiff pleads factual content that allows the court to draw the reasonable inference that the defendant is liable for the misconduct alleged.” *Id.*

4. When a trial court is presented with extraneous materials outside of the pleadings and does not exclude those materials, a motion to dismiss for failure to state facts upon which relief can be granted shall be treated as one for summary judgment. *Norris v Davis, 2014 Ark. App. 632 (2014)*

5. The inmate seeks the sum of \$15000.00, for alleged 8th Amendment and Prison Rape Elimination Act violations. Although inmate seeks an award of damages (\$15000.00), he fails to plead any basis for an award of damages, and he fails to give the Arkansas Claims Commission any rational basis beyond mere speculation of the damages. Damages are an essential element of a tort claim and there must an allegation of sufficient facts to satisfy the damages element or the case is subject to a motion to dismiss. *Wallis v. Ford Motor Company, 362 Ark. 317, 208 S.W. 3d 153 (2008)*. The inmate’s claim, even if true, does not support a claim for monetary relief.

6. Even if the inmate were to plead with more specificity, he would still not be able to prevail. The party claiming damages has the burden of proving those damages beyond speculation. *Minerva Enterprises v. Howlett, 308 Ark. 291, 824 S.W. 2d 377 (1992)*. Even taking the inmate’s allegations true as pleading, and giving him the benefit of every possible inference, his mere inconvenience of alleged wrongdoing can never render a claim that is anything but speculation.

7. Pro Se parties are not given special treatment and are held to the same standard as a licensed attorney. *Pressler v. Ark. Publ. Serv. Comm’n, 2011 Ark. App. 512, at 9, 385 S.W.3d*

349, 355 (citing *Elder v. Mark Ford & Assocs.*, 103 Ark. App. 302, 288 S.W.3d 702 (2008)). The Claims Commission notes that under Arkansas law, a claimant choosing to represent himself is held to the same standard as an attorney. *Michael Pickens v ADC claim 190793 (ASCC 2019)*.

8. Whether a plaintiff is represented by counsel or is appearing pro se, his complaint must allege specific facts sufficient to state a claim. See *Martin v Sargent*, 780 F.2d 1334, 1337 (8th Cir. 1985).

9. A complaint must state facts, not mere conclusions, in order to satisfy the requirements of Rule 8 of the Arkansas Rules of Civil Procedure. *Doe v Weiss*, 2010 Ark. 150.

10. In reviewing whether a complaint is subject to dismissal, the Court must accept as true all factual allegations in the complaint, but is “not bound to accept as true a legal conclusion couched as a factual allegation.” *Ashcroft v. Iqbal*, 556 U.S. 662, 678 (2009) (quoting *Bell Atlantic Corp. v. Twombly*, 550 U.S. 544, 555 (2007)). “Threadbare recitals of the elements of a cause of action, supported by mere conclusory statements, do not suffice.” *Id.* “Nor does a complaint suffice if it ‘tenders ‘naked assertion[s]’ devoid of ‘further factual enhancement.’” *Id.* (quoting *Twombly*, 550 U.S. at 557). Rather, a complaint must plead “enough facts to state a claim to relief that is plausible on its face.” *Twombly*, 550 U.S. at 570. “A claim has facial plausibility when the plaintiff pleads factual content that allows the court to draw the reasonable inference that the defendant is liable for the misconduct alleged.” *Iqbal*, 556 U.S. at 678. “The plausibility standard is not akin to a ‘probability requirement,’ but it asks for more than a sheer possibility that a defendant has acted unlawfully.” *Id.* (quoting *Twombly*, 550 U.S. at 556). A well pleaded complaint may proceed even if it appears that actual proof of those facts is improbable and that recovery is very remote and unlikely. *Twombly*, 550 U.S. at 556. A complaint cannot, however, simply leave open the possibility that a plaintiff might later establish some set of undisclosed facts to support recovery. *Id.* at 561. Rather, the facts set forth in the

complaint must be sufficient to nudge the claims across the line from conceivable to plausible. *Id. at 570*. “[W]here the well-pleaded facts do not permit the court to infer more than the mere possibility of misconduct, the complaint has alleged –but it has not ‘show[n]’ – ‘that the pleader is entitled to relief.’” *Iqbal, 556 U.S. at 679 (quoting Fed.R.Civ.P. 8(a)(2))*.

11. The Plausibility standard is not akin to a “probability requirement” but it asks for more than a sheer possibility that a defendant has acted unlawfully. Where a complaint pleads facts that are “merely consistent with” a defendant’s liability, it” stops short of the line between possibility a plausibility of entitlement to relief” *Bell Atlantic Corp. v. Twombly, 550 U.S. 544, 555 (2007)*

12. The inmate is currently housed at the [REDACTED] of the ADC. He is serving a life sentence on a conviction of capital murder and other crimes.

13. This inmate has already filed this claim in matter 220906. in fact the inmate has filed numerous claims of this type at every unit he is assigned to. *See attached Ex A*.

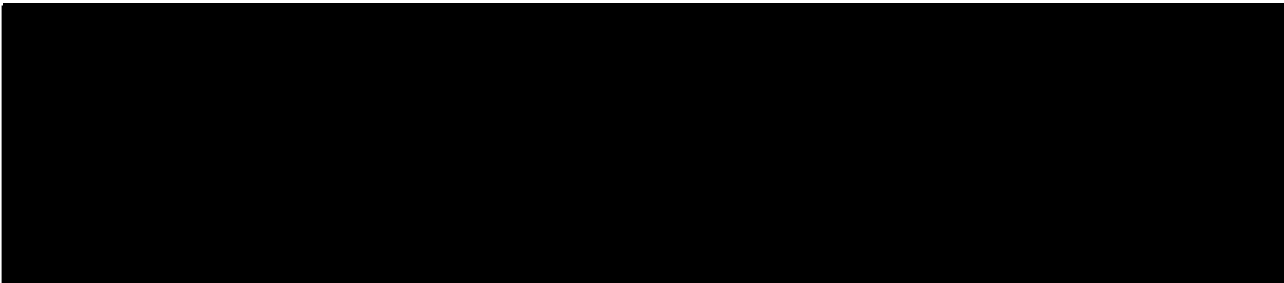
14. The inmate claims that he is a victim of torture (8th Amendment) and deliberate indifference (Section 1983). *See attached Ex B*

15. The inmate states in his complaint that the ADC has subjected him to physical and mental abuse. This would clearly be an 8th Amendment claim thereby depriving the Claims Commission of jurisdiction.

16. In fact the inmate grieved this, DR-22-00240, and even states “cruel & unusual punishment” *See attached Ex B*.

[REDACTED]

[REDACTED]



19. The inmate has filed a complaint that he knows is in bad faith and not supported by the facts. The Commission should award the ADC fees and costs for having to respond to this baseless complaint.

20. This same claim, if presented to a court of general jurisdiction would, as a matter of law, be dismissed.

21. “The commission shall make no award for any claim which, as a matter of law, should be dismissed from a court of law or equity for reasons other than sovereign immunity.” Ark. Code Ann. § 19-10-204(3)(A) (West Supp. 2015). “Specifically, if the facts of a given claim would cause the claim to be dismissed as a matter of law from a court of general jurisdiction, then the commission shall make no award on the claim.” Ark. Code Ann. § 19-10-204(3)(B) (West Supp. 2015). The claimant has not been damaged and only makes mere assertions that he has been damages. Without damages a Court would dismiss the claim in its entirety.

WHEREFORE, the Respondent prays that the motion be granted and the complaint dismissed; for their attorney’s fees and costs; and all other just and proper relief to which they may be entitled.

Respectfully submitted,

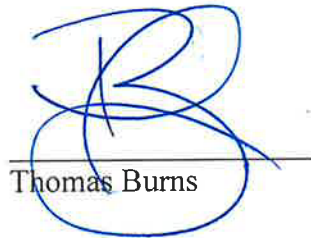


Thomas Burns (02006)
Legal Department
Division of Correction
6814 Princeton Pike
Pine Bluff, AR 71602
(870) 267-6845 Office
(870) 267-6373 Facsimile
thomas.burns@arkansas.gov

CERTIFICATE OF SERVICE

I certify that a copy of the above pleading has been served this 24th day of May 2023, on the below Claimant by placing a copy of the same in the U. S. Mail, regular postage to:

Marcus Tavron ([REDACTED])
[REDACTED]



Thomas Burns

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

MARQUES TAVRON (ADC [REDACTED])

CLAIMANT

V.

CLAIM NO. 220906

CLAIM NO. 221496

ARKANSAS DIVISION OF
CORRECTION

RESPONDENT

ORDER

Now before the Arkansas State Claims Commission (the “Claims Commission”) is a motion filed by Marquez Tavron (the “Claimant”) for reconsideration of the Claims Commission’s July 15, 2022, order dismissing Claimant’s Claim No. 220906 against the Arkansas Division of Correction (the “Respondent”). Also pending is a motion to dismiss filed by Respondent to dismiss Claim No. 221496 of Claimant. Based upon a review of the motions, the arguments made therein, and the law of Arkansas, the Claims Commission hereby finds as follows:

Claim No. 220906

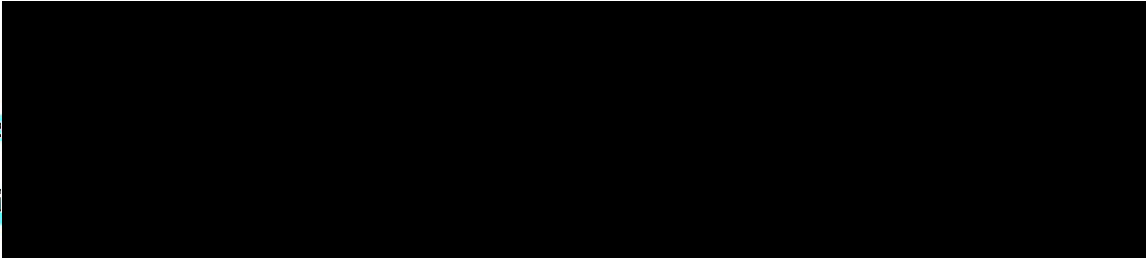
1. Claimant filed his claim on January 26, 2022, seeking \$15,000 in damages related to his allegations of cruel and unusual punishment. Claimant alleges he [REDACTED] and discriminated against on the basis of his race.

2. Respondent filed a motion to dismiss pursuant to Ark. R. Civ. Proc. 12(b)(6), arguing, *inter alia*, that Claimant asserts federal law claims outside of the Claims Commissions jurisdiction.

3. Claimant responded to the motion to dismiss, arguing, *inter alia*, that dismissal was not proper.

4. The Claims Commission agreed with Respondent that Claimant's claim was premised upon alleged federal law violations, and the Claims Commission dismissed the claim on July 15, 2022.

5. this claim re
color and re



6. In analyzing a motion for reconsideration, Rule 7.1 of the Claims Commission Rules and Regulations states that motions for reconsideration “will only be entertained if they set forth new or additional evidence which was not [previously] available”

7. The Claims Commission finds that the motion does not set forth new or additional evidence not previously available.

8. If Claimant has federal law claims against Respondent or individual employees of Respondent, those claims can be brought in a court of general jurisdiction. *See* Ark. Code Ann. § 19-10-204.

9. As such, Claimant's motion for reconsideration is DENIED, and the July 15, 2022, Claims Commission order in Claim No. 220906 remains in effect.

Claim No. 221496

10. Claimant filed Claim No. 221496 on July 6, 2022, seeking \$15,000.00 in damages related to his allegations about an updated photo of another inmate and “newly discovered evidence in capital case.” Claimant alleges that Respondent's employees agreed to commit an unlawful act related to the photo.

11. Respondent filed a motion to dismiss pursuant to Ark. R. Civ. Proc. 12(b)(6), arguing, *inter alia*, that Claimant did not suffer damages and that Claimant did not exhaust his administrative remedies because his grievance was rejected as untimely.

12. Claimant responded to the motion to dismiss, arguing, *inter alia*, that dismissal was not proper.

13. In reviewing Respondent's motion to dismiss, the Claims Commission must treat the facts alleged in the complaint as true and view them in a light most favorable to the Claimant. *See Hodges v. Lamora*, 337 Ark. 470, 989 S.W.2d 530 (1999). All reasonable inferences must be resolved in favor of the Claimant, and the complaint must be liberally construed. *See id.* However, the Claimant must allege facts, not mere conclusions. *Dockery v. Morgan*, 2011 Ark. 94 at *6, 380 S.W.3d 377, 382 (2011). The facts alleged in the complaint will be treated as true, but not "a plaintiff's theories, speculation, or statutory interpretation." *See id.* (citing *Hodges*, 337 Ark. 470, 989 S.W.2d 530 (1999)).

14. The Claims Commission finds dismissal is proper under *Hodges*. Even liberally construing the complaint, Claimant has not stated facts to support a negligence claim. *See Chambers v. Stern*, 347 Ark. 395, 406, 64 S.W.3d 737, 744 (2002). The elements of a negligence claim are duty, breach of duty, and damages proximately caused by the breach. *Id.* The Claims Commission agrees with Respondent that Claimant has stated no facts in his claim to establish how he has been damaged by the alleged actions of Respondent.

15. Alternatively, the Claims Commission agrees with Respondent that dismissal is proper because Claimant failed to exhaust his administrative remedies by timely filing a grievance. Under the doctrine of exhaustion of administrative remedies, a claimant must utilize and exhaust the administrative remedies before seeking relief from the Claims Commission. *See Ark. Dept. of*

Health and Human Servs. v. Smith, 370 Ark. 490, 492-93 (2007). The purpose of this doctrine is to provide the agency with an opportunity to address the issue. *See id.* Where a claimant fails to exhaust his or her administrative remedies, the Claims Commission lacks jurisdiction to hear the claim.

16. Further, to the extent that Claimant is seeking injunctive relief, the Claims Commission notes that it has no authority to order injunctive relief.

17. As such, Respondent's motion is granted pursuant to Ark. R. Civ. Proc. 12(b)(6) for Claimant's failure to state facts upon which relief can be granted and failure to exhaust his administrative remedies. Claimant's Claim No. 221496 is DISMISSED.

18. If Claimant believes he has federal law claims against individual employees of Respondent, those claims can be brought in a court of general jurisdiction. The Claims Commission does not have jurisdiction to hear such claims. *See* Ark. Code Ann. § 19-10-204.

19. All other pending motions are denied as moot.

IT IS SO ORDERED.



ARKANSAS STATE CLAIMS COMMISSION
Courtney Baird



ARKANSAS STATE CLAIMS COMMISSION
Henry Kinslow



ARKANSAS STATE CLAIMS COMMISSION
Paul Morris, Chair

DATE: January 20, 2023

Notice(s) which may apply to your claim

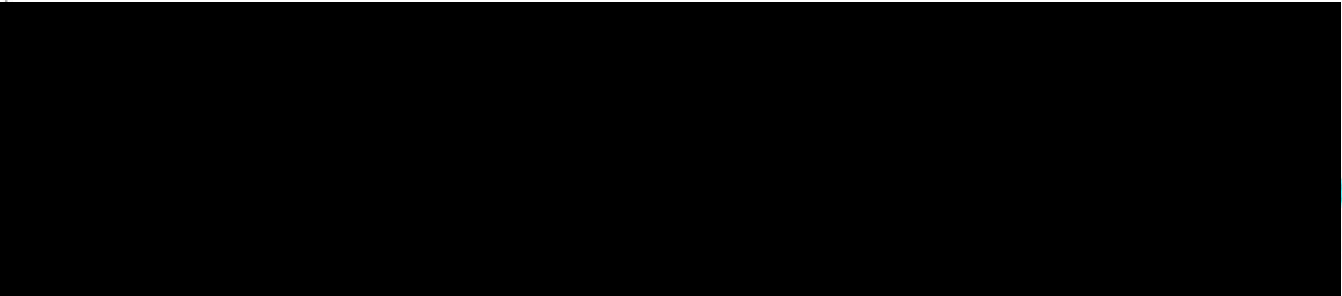
- (1) A party has forty (40) days from the date of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the date of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). Note: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).

INMATE NAME: Tavron, Marques D.

ADC #: [REDACTED]

GRIEVANCE#: EAM22-02167

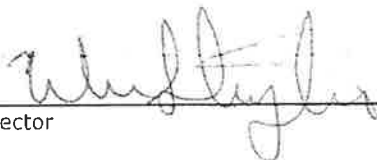
CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION



The Warden responded to your grievance on 12/6/2022, by stating the following: Deputy Warden Johnson stated he does not have any idea of the incident you are referring to. He further advised an investigation will be conducted. Major Allison conducted an investigation and found your allegations unsubstantiated due to lack of supporting evidence. Therefore, your grievance is without merit.

Your appeal was received on 12/13/2022. After review of your appeal and supporting documentation, I concur with the Warden's response. Your appeal is without merit.

Appeal denied



Director

12-28-22

Date

Please be advised that if you appeal this decision to the U.S. District Court, a copy of this Chief Deputy/Deputy/Assistant Director's Decision must be attached to any petition or complaint or the Court may dismiss your case without notice. You may also be subject to paying filing fees pursuant to the Prison Litigation Act of 1995.

Arkansas
State Claims Commission

MAY 26 2023

Mon
5/22/23

RECEIVED

Dear State Claim Commission,

I'm informing the Commission that as of today 5/22/23 I was rewarded all of my privileged back on 5/22/23 per (emois) [electronic offender Management information System]. Visitation, Commissary and etc. (A. Pennkino) stated "He ain't going to receive no batteries for which was what I order because he has been mean to the duckles at approximate 3:54 pm. I didn't know my Center and this has been going on for quite sometime. By me still been harassed at [REDACTED]

[REDACTED] Per AD# 19-34 inmate Grievance Procedure p. 17 of 31 Sub-section (K) Retaliation (1) No inmate shall suffer any threat or action. (2) Any retaliation by any staff is absolutely prohibited. Want this to be mark filed.

Respectfully Submitted,

Mr. Augustus [REDACTED] #DC# [REDACTED]

[REDACTED]

3/22/23
Mon

Can I have a couple more Applications
dealing with State Claims

Respectfully
Submitted,
Miss Marquis Deason



MAY 31 2023

Wed
5/17/23

RECEIVED

Dear Mr. Thomas Burns,

This is a letter concerning my agency number, fund Code, Cost Center, internal Order, I never receive any numbers to Claim No. 231101, so do I suppose to use the first applicable account information required by the commission. Or do the Commission issue out New account information? If so then please issue out my new account information for Claim No. 231101. But the first one's are listed from my very first order.

Respectfully Submitted,

Mr. Jacques Lawton # [REDACTED]

[REDACTED]

MAY 31 2023

Before the Arkansas State Claims Commission

RECEIVED

Mr. Marques Jackson # [REDACTED] Claimant
v. [REDACTED] (Claim No. 221496)

Arkansas Department of Corrections Respondent
Divisions of Correction

Answer to Complaint

Come Now, Prose Claimant (Mr. Marques Jackson # [REDACTED]) and
Pursuant to the Arkansas Rules of Civil Procedure, Rule 2.2,

- 1.) Claimant should be granted and award the amount recommended by the Commission to be paid in satisfaction of an approved claim (Claim No. 221496) pro se the courts treat the facts in complaints as true and view them in the light most favorable to the plaintiff. *Dockery v. Morgan*, 2011 Ark. 94. Arkansas's Rules require fact pleading and a Complaint must state facts in order to entitle the pleader to relief. Prison officials along with enforcer staffs violate (AR-413) Name calling, spreading of rumors such as (Rat, Mouse, Lab-Rat, Lab-Mouse, Dry Snitch) AR-225 Employee Conduct Standard, AD# 13-006 Mission Statement, AD# 17-06 Use of force, AD# 17-16 Internal Investigation and Computerized Voice Stress Analysis Examinations. Negligence toward the Claimant by simply ignore risk of harm. (*Haley v. Green*, 86 F. 3d 630, 642-43 (7th Cir. 1996).

6. Northington v. Mann, 102 F.3d 1564 (10th Cir 1996) (Affirming \$5000 award and attorney fees for inmate who claimed deputy Counsel encourage other inmate to assault or get assault the listed East Arkansas Regional Maximum Security spreading rumors that the Claimant is a "fat", Drug Snitch)

7. Claimant still being harassed over at the [redacted] and not putting the Claimant on the lie or stress test at the same time. Pope v. Shufers, 86 F.3d 90 (7th Cir 1996) (Affirming jury verdict of \$75,000 for inmates as evidence)

Supported funds that officer was subjectually aware of risk when he failed to trans
plaintiff who has been threating by staff and other inmate.

b) The applicable account information required by the Commission is:

a.) Agency number: 0480

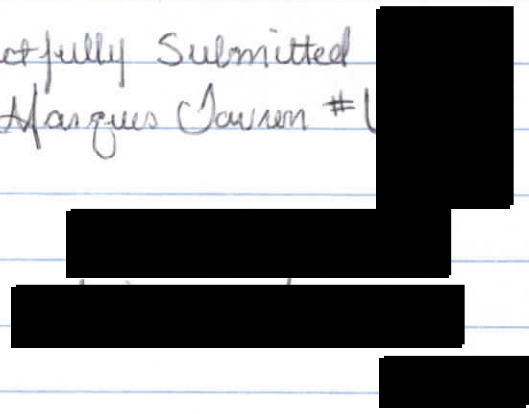
b.) Cost Center: HCA 0100

c.) Internal order: 340301

d.) Fund Center: 509

3) Therefore, for the reasons cited above, the Claimant prays that
the claim be granted and award the seeking amount and that the respondent
be order to perform the (die ? Stress detector test) and to stop all actions

Respectfully Submitted
Mr. Marquis Dawson #1



Tues
5/16/23

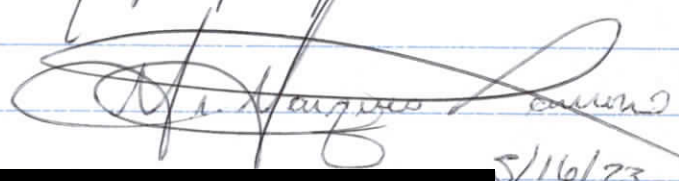
① ^{ear} Arkansas State Claims Commission,

Just written you guys to let the Commission aware.

that I have requested that camera footage in (also 259) on 5/10/23 ^{not be sawe and not Edit or Dupe} over to show retaliation dealing with (Warden A. Robinson



(for fear of further retaliation). Retaliation by Staff is absolutely prohibited.

Respectfully Submitted,


5/16/23



ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619
FAX (501) 682-2823



KATHRYN IRBY
DIRECTOR

101 EAST CAPITOL AVENUE
SUITE 410
LITTLE ROCK, ARKANSAS
72201-3823

June 1, 2023

Mr. Marques Tavron (ADC [REDACTED])
[REDACTED]

RE: *Marques Tavron v. Arkansas Department of Correction*
Claim No. 231101

Dear Mr. Tavron,

Enclosed please find the file-marked copy of your motion to compel discovery, motion in limine, motion for interrogatories, and production of documents. If you have any questions, please do not hesitate to contact my office.

Sincerely,

Mika Tucker

ES: msscott

MAY 10 2023

RECEIVED

Before the Arkansas State Claims Commission

Mr. Marques Dawson # [redacted] Claimant

v.

Arkansas Department of [redacted] No. 231101
[redacted] Director Respondent

Motion to Compel Discovery

Comes Now, Claimant requesting a motion to Compel discovery
Claim No. 231101 in a timely manner as required by Ark.
Civil Rules of Procedure, into the Arkansas State Claims
Commission to be filed. It is the rule of law of the Arkansas State
Claims Commission that the record be filed marked and Certified
before the Arkansas State Claims Commission even record them (
Exhibit A-P).

Respectfully Submitted.

Mr. Marques Dawson # [redacted]

[redacted]

MAY 10 2023

Before the Arkansas State Claims Commission

RECEIVED

Mr. Marques Dawson ([REDACTED])
v.

FILE #

Claimant

No. 231101

Arkansas Department of Correction

Respondent

Motion in Limine

Comes now, Claimant Marques Dawson ([REDACTED]) requesting a motion for limine. Claim No. 231101 in a timely manner as required by Ark Civil Rules of Procedure, into the Arkansas State Claims Commission that the record be filed & filed and Certified before the Arkansas State Claims Commission even record then. (Attach: with Exhibits: A+P)

Respectfully Submitted,

Mr. Marques Dawson ([REDACTED])
[REDACTED]

MAY 10 2023

Before the Arkansas State Claims Commission

RECEIVED

Mr. Marcus Janson [redacted] Claimant
v.
Arkansas Department of Correction Respondent

(No 231101)

Motion for Interrogatories and Production of Documents

Comes Now, Claimant Mr. Marcus Janson [redacted] and for his interrogatories and Production of documents to be answered in a timely manner as required by Ark Civil Rules of Procedure states the following:

Interrogatory 1): Do [redacted] have a way to know and how [redacted] Mr. Marcus Janson # [redacted] is [redacted]

Interrogatory 2): Do [redacted] have a way and being using this program upon my arrival on 8-1-22 to know and have knowledge of what inmate Mr. Marcus Janson [redacted] is doing at anytime?

Interrogatory 3): Have Security Aid's Assist the infirmary and other 3rd party?

Interrogatory 4): Who is known about the [redacted] Security? Infirmary as a (a RAT, or Abuse, or Dry Spitch) inmate Mr. Janson [redacted] [redacted]?

of his Grievance

interrogatory 27): Have ~~the~~ ^{the most majority informant's security} played a role in the ongoing problem? By causing harm to my Brother or family?

interrogatory 28): What Happen at Cummins (MFI)?

interrogatory 29): Have

Staff spread rumors that ~~is~~ ^{is} in gay or Bi-Sexual, Yes or No?

interrogatory 30): Have I been getting treated different from the other inmates because of these name-calling Jailers-to protect, Yes or No?

interrogatory 31): Have this cause other inmates to plot about getting on my case, Yes or No?

interrogatory 32): do these rumors about ~~my~~ ^{my} family picture on the web by inmates ~~is~~ ^{is} dealing with was going on directly solely with case, Yes or No?

interrogatory 33): do this format is in a novel text?

interrogatory 34): Do this have to do with Neuroscience

interrogatory 35): Can you read one thought through this same program as well?

MAY 10 2023

Production of Documents

RECEIVED

Production of Document(1): Provide a list for examination of all witnesses respondent intends to call to testify at the hearing. Also give a brief statement of witnesses expected testimony.

Production of Document(2): Provide a list for examination of any tangible documents, Exhibits, Policies, Memos and etc.. Respondent intends or might use as evidence at the hearing

Production of Document(3): Provide a list of any documents acknowledge, notification, Grievance reports, Eomis, and third party and any report surrounding this matter at hand

Respectfully Submitted,
Ms. Marguerite Dawson

Marguerite Dawson
Claimant - Pro Se

I Certify that a copy of the foregoing motion for interrogatories and Production of documents has been served on this 10th day of 4th 2023 on the respondent by placing a copy of same in the U.S. Mail by postage to: go to whom this may concern
ADC Attorney Supervisor

Ms. Marguerite Dawson

Before The Arkansas State Claims Commission JUL 08 2023

Mr. Augustus Dawson [REDACTED] Claimant
v. (No. 231101)
Arkansas Department of Correction Respondent

RECEIVED

Objection to Respondent's Motion to Dismiss

Comes now the claimant, Mr. Augustus Dawson and for his objection to respondent's Motion to Dismiss. Hated.

- 1.) Respondent's motion to dismiss should be denied and a hearing scheduled. Claimant states he is not a licensed attorney with an abundance of legal knowledge and expertise, and should be given the consideration and opportunity to present his claim and facts at a hearing, instead of a paper battle, in which the "Playing field" is uneven because the respondent's attorney is well versed in legal maneuvers and tactics than claimant. A hearing would help the Commission better understand claimant's claim.
- 2.) Claimant agrees that he has stated supporting facts upon which relief can be granted. Respondent failed to follow established Policies and Procedures by (Showing a pattern of Contumacious by neglecting, Not allowing me to be placed on the Stress and lie detector test at the per AR 413. Also, spreading rumors, name calling such as name like (Hot, Moxie, Lat Root Lab-mouse, Day switch and etc.). set forth by Arkansas legislators (PREA) and Board of Corrections and therefore is liable (see: All Exhibits, A check to Original Complaint plus AR 335 Grievance Procedure, AR 413 (ARCA

3) The facts are a pattern of continuation to show negligence for failure to place me on the lie and stress test (failure to investigate 10-5-22 report including name calling & rumors. such as name like: (Rat, Mouse, Lab-Rat, Lab-Mouse, Day Switch) and etc) AR#413 (Preced) Supervisors that listed and properly of these [redacted] member & [redacted] (that and admitted with knowledge of this matter at hand about

[redacted]

[redacted]

4.) Claimant states if he is granted a hearing and prevails he should be awarded punitive, nominal, and Compensatory relief for his suffering for ADC staff intentionally violating these policies and Procedures which was in a continuous pattern for which paper trail led all the way back

(2019). Claimant, has prove that it's a pattering of neglect in
by not allowing me to be place on the Stress and lie detector
test ~~at the~~ per (AR 413) and for being punished unjustifiably
without cause. It's a fact, Claimant has file a Grievance on
10/30/22. Grievance # EAM22-02167, Date received Nov 03, 2022, Gov Code
803.7 (AR 413) P.R.E.A policy that (Ark Code 5-14-103) States Zero Tolerance.
The Claimant has been ask to be place on a lie and Stress Test AD #11-35
per policies to prove all the listed. The more listed [REDACTED]
All employees Staffs feel (fear of retaliation) That Adc officials played
and agreed to Commit or aid with knowledge in an unlawful act with
another person or persons with a shared Criminal intent. As an
accomplice to equally criminally liable for the acts of another if they
acts with the intent of promoting the commission of an offense and
agrees, aid, or attempts aid such other people in either planning or
Committing an offense. No further Conspiracy to participate in alleged
Criminal activity or even Solicit other person to Commit such as
neglect in by not allowing me to be place on the Stress and lie
detector test, spreading rumors, Name calling that are listed in
(2). The Second point. Invasion of my privacy, Unwanted Sexual
[REDACTED]

to report engaging in behavior that is contrary to the good order of
the institution. (Which also should prevent all Retaliation that
has led into several result of Negative Consequence (ARCP AD #11-35
(II)(A), (II)(2), (A)(b)(1)(D)(E), (AR # 413/AR #15-29 [REDACTED]

14
(IV)(G), (IV)(C)(VI)(A)(VII)(4), (VI)(9)(IV)(V)(V)(A)(2)(8), (IV)(4) (VI)(2)
(VIII) Procedures Claimant argues he didn't get to prove any of
his claims by Standard M. Jackson III. Deputy Standard C. Johnson
refusing to allow per policy name calling including rumors AK-413
to be placed on a stress and a lie detect test along with all the

Neither
prose Claimant give any consent & did anything wrong to be
punished and request a total sum of \$15,000 dollars for causing
Mentally Emotional with the listed ~~opposites~~ diseases, claimant's
human intent, ignoring or fail to react by showing negligent towards
policy to provide a "risk-free" Furthermore a grievance was filed
to it's highest level plus (all exhibit). All policies and Procedures
was all violated plus Employee Conduct AR-225 AD00-10 SEC

A-DC administrators that are listed, whom were in charge ~~at~~
to ensure that policies are followed. Claimant has evil intent
aid to allow my complaint to fall upon "deaf ear" instead of
initiating an appropriate to follow through with policy and
Procedures

The undersigned states on oath that the Content in his
Complaint is true to the best of my Knowledge.

Mr. Marques Clayton

Mr. Marques Clayton # [REDACTED]

State of Arkansas
County of Lee

Subscribed and sworn to before me, a Notary Public this
23 day of Jan, 2023

4-23-2029

My Commission
Expires

Matthew Lyles (Notary) (Seal)



BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

MARQUES TAVRON (ADC [REDACTED])

CLAIMANT

V.

CLAIM NO. 231101

**ARKANSAS DIVISION OF
CORRECTION**

RESPONDENT

ORDER

Now before the Arkansas State Claims Commission (the “Claims Commission”) is a motion filed by the Arkansas Division of Correction (the “Respondent”) to dismiss the claim of Marques Tavron (the “Claimant”). Based upon a review of the motion, the arguments made therein, and the law of Arkansas, the Claims Commission hereby finds as follows:

1. Claimant filed his claim on March 2, 2023, seeking \$15,000 in damages related to his allegations of Respondent’s [REDACTED] and Respondent showing deliberate indifference.
2. Respondent filed a motion to dismiss, arguing, *inter alia*, that Claimant asserts federal law claims outside of the Commission’s jurisdiction.
3. Claimant responded, arguing that dismissal is not proper.
4. The Commission agrees with Respondent that Claimant’s claim is premised upon alleged federal law violations. If Claimant has federal law claims against Respondent or individual employees of Respondent, those claims can be brought in a court of general jurisdiction. The Commission does not have jurisdiction to hear such claims. *See* Ark. Code Ann. § 19-10-204.
5. Respondent’s motion to dismiss is GRANTED pursuant to Ark. R. Civ. Proc. 12(b)(6), and Claimant’s claim is DISMISSED.
6. Any other pending motions are denied as moot.

IT IS SO ORDERED.



ARKANSAS STATE CLAIMS COMMISSION
Courtney Baird



ARKANSAS STATE CLAIMS COMMISSION
Paul Morris, Chair



ARKANSAS STATE CLAIMS COMMISSION
Sylvester Smith

DATE: September 22, 2023

Notice(s) which may apply to your claim

- (1) A party has forty (40) days from the date of this Order to file a Motion for Reconsideration or a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1). If a Motion for Reconsideration is denied, that party then has twenty (20) days from the date of the denial of the Motion for Reconsideration to file a Notice of Appeal with the Claims Commission. Ark. Code Ann. § 19-10-211(a)(1)(B)(ii). A decision of the Claims Commission may only be appealed to the General Assembly. Ark. Code Ann. § 19-10-211(a)(3).
- (2) If a Claimant is awarded less than \$15,000.00 by the Claims Commission at hearing, that claim is held forty (40) days from the date of disposition before payment will be processed. *See* Ark. Code Ann. § 19-10-211(a). Note: This does not apply to agency admissions of liability and negotiated settlement agreements.
- (3) Awards or negotiated settlement agreements of \$15,000.00 or more are referred to the General Assembly for approval and authorization to pay. Ark. Code Ann. § 19-10-215(b).

ARKANSAS STATE CLAIMS COMMISSION

(501) 682-1619
FAX (501) 682-2823



KATHRYN IRBY
DIRECTOR

101 EAST CAPITOL AVENUE
SUITE 410
LITTLE ROCK, ARKANSAS
72201-3823

September 25, 2023

Mr. Marques Tavron (ADC [REDACTED])
[REDACTED]
[REDACTED]

Mr. Thomas Burns
Arkansas Division of Correction
6814 Princeton Pike
Pine Bluff, Arkansas 71602-9411

(via email)

Re: ***Marques Tavron v. Arkansas Division of Correction***
Claim No. 231101

Dear Mr. Tavron and Mr. Burns:

Enclosed please find an Order entered on September 22, 2023, by the Arkansas State Claims Commission. If you have any questions, please do not hesitate to contact my office.

Sincerely,

Mika Tucker

ES: msscott

From: [Misty Scott](#) on behalf of [ASCC Pleadings](#)
To: [Thomas Burns \(DOC\)](#)
Cc: [ASCC Pleadings](#); [Mika Tucker](#)
Subject: ORDER: Marques Tavron v. ADC, Claim No. 231101
Date: Monday, September 25, 2023 3:41:08 PM
Attachments: [Marques Tavron v. ADC .pdf](#)
[Marques Tavron-order3.pdf](#)

Thomas:

Please see attached. Contact Mika Tucker with any questions.

Thank you,

Misty

Misty Scott
Arkansas State Claims Commission

From: [Mika Tucker](#)
To: [Thomas Burns \(DOC\)](#); [ASCC Pleadings](#)
Subject: RE: ORDER: Marques Tavron v. ADC, Claim No. 231101
Date: Tuesday, September 26, 2023 9:57:00 AM
Attachments: [Tavron response.pdf](#)

Please see attached.

-Mika

Mika Tucker
Arkansas State Claims Commission
101 East Capitol Avenue, Suite 410
Little Rock, Arkansas 72201
(501) 682-2818

From: Thomas Burns (DOC) <Thomas.Burns@arkansas.gov>
Sent: Monday, September 25, 2023 3:47 PM
To: ASCC Pleadings <ASCCPleadings@arkansas.gov>
Cc: Mika Tucker <Mika.Tucker@arkansas.gov>
Subject: RE: ORDER: Marques Tavron v. ADC, Claim No. 231101

The order states that the claimant responded to the motion to dismiss. We do not have a copy of that motion, may we have a copy please?

-TB

Legal Services Unit
Arkansas Department of Corrections
Division of Correction
870 267-6845-telephone

From: Misty Scott <Misty.Scott@arkansas.gov> **On Behalf Of** ASCC Pleadings
Sent: Monday, September 25, 2023 3:41 PM
To: Thomas Burns (DOC) <Thomas.Burns@arkansas.gov>
Cc: ASCC Pleadings <ASCCPleadings@arkansas.gov>; Mika Tucker <Mika.Tucker@arkansas.gov>
Subject: ORDER: Marques Tavron v. ADC, Claim No. 231101

Thomas:

Please see attached. Contact Mika Tucker with any questions.

Thank you,

Misty

Misty Scott
Arkansas State Claims Commission

OCT 21 2023

Before The Arkansas State Claims Commission
RECEIVED

Mr. Marques Dawson [REDACTED] Claimant
v. (No. 231101)
Arkansas Department of Correction Respondent
Motions for Appeal &
Objection to Respondent's Motion to Dismiss

Comes now the Claimant, Mr. Marques Dawson and for his objection to respondent's Motion to Dismiss. States Pursuant to Ark Code Ann § 19-10-211(a)(1) on Motion for Appeal

- 1.) Respondent's motion to dismiss should be denied and a hearing scheduled. Claimant states he is not a licensed attorney with an abundance of legal knowledge and expertise, and should be given the consideration and opportunity to present his claim and facts at a hearing, instead of a paper battle, in which the "Playing field" is uneven because the respondent's attorney is well versed in legal maneuvers and tactics than Claimant. A hearing would help the Commission better understand Claimant's claim, so that the ruling can and should be modified and overturned.
- 2.) Claimant argues that he has stated supporting facts upon which relief can be granted. Respondent failed to follow established Policies and Procedures by (Showing a pattern of Continuation by neglect, Not allowing me to be placed on the Standard lie detector test at the per AR 413. Also, spreading rumors? name calling such as name like (Act, Mouse, Lab Rat Lab-mouse, Day switch and etc.). set forth by Arkansas legislators (PREA) and Board of Corrections and therefore is liable (see: All Exhibits Attached to Original Complaint plus AR 835 Grievance Procedure, AR 413 (PREA).

3) The facts are a pattern of continuation to show negligence for failure to place me on the lie and stress test (failure to investigate 10-5-22 report including name calling & rumors. such as name like: (Rat, Mouse, Clab-Rat, Lab-Mouse, Day Switch) and etc.) AR#413 (Plea) Supervisor, that's listed and majority of these past full max unit security staff members & the enjoiner EACONS that aid and abetted with knowledge of this matter at hand about



interpretation but a claim on this level that ADC did not follow its Procedures. Which is a policy within the department that governs AR#413 per policy. Lie and Stress Test ^{AD#11-35} _{see policies} The commission is vested with jurisdiction to hear claims where state agency violates Procedures and policy (Jean Laurent v. Wilhemson 504 F. Supp. 2d 501 (S.D.N.Y. 2007))

4.) Claimant states if he is granted a hearing and prevails he should be awarded punitive, nominal, and Compensatory relief for his suffering for ADC staff intentionally violating these policies and Procedures which resulted in a continuous pattern for which paper trail led all the way back to

(2019). Claimant, has prove that it's a patterning of neglect in
by not allowing me to be place on the Stress and lie detector
test ~~at the~~ per (AR 413) and for being punished unjustifiably
without cause, it's a fact, Claimant has file a Grievance on
[10/30/22. Grievance # EAM22-02167, Date received Nov 03, 2022, Gov Code
803.7 (AR413) P.REA policy that (Ark Code 5-14-103) States Zero Tolerance.
The Claimant has been ask to be place on a lie and Stress Test AD #11-35
per policies to prove all the listed. The more listed EAR About Unit,
All employees Staffs (fear of retaliation) that Adc officials played
and agreed to Commit or aid with knowledge in a unlawful act with
another person or persons with a shared Criminal intent. As an
accomplice to equally criminally liable for the acts of another if they
acts with the intent of promoting the commission of an offense and
agrees, aid, or attempt to aid such other people in either planning or
committing an offense. No further Conspiracy to participate in alleged
Criminal activity or even solicit other person to commit such as
neglect in by not allowing me to be place on the Stress and lie
detector test, spreading rumors, Name calling that are listed in

[REDACTED]

to report engaging in behavior that is contrary to the good order of
the institution, (which also should prevent all Retaliation that
has led into several result of Negative Consequence (ARCP AD#11-35
(II)(A), (II)(2), (A)(b)(1)(D)(E), (AR#413/AD#15-29 PREA) (IX)(IV)(F),

(IV)(C), (IV)(C)(VI)(A)(VII)(4), (VI)(9)(IV)(V)(A)(2)(8), (IV)(4) (VI)(2)

(VIII) Procedures Claimant argues he didn't get to prove any of his claims by 3 Warden M. Jackson III. Deputy Warden ~~Richardson~~ ^{M. Richardson} refusing to allow per policy name calling including rumors #1-413 to be placed on a stress and a lie detected test along with all the listed staff security and disciplinary staff #11-35. ~~Richardson~~ ^{Richardson} Nor prose Claimant give any consent or did anything wrong to be punished and request a total sum of \$15,000 dollars for causing Mentally Emotional with the listed ~~disorders~~ ^(to continue to suffer) disorders, claimant's human intent, ignoring or fail to react by showing neglect towards policy to provide a "risk-free" furthermore aggressive was filed to it's highest level plus (all exhibit). All policies and Procedures was all violated plus Employee Conduct AR-225 ADOO-10 SEC

* ADC administrators that are listed, whom were in charge ~~to~~ to ensure that policies are followed - clinted has evil intent and to allow my complaint to fall upon "deaf ear" instead of making an appropriate to follow through with policy and Procedures

5.) Respondent arguing that Pursuant to the Arkansas Rules of Civil Procedure (ARCP) 12(b)(6). That Claimant Prose "fail to state facts upon which relief can be granted" Rule 12(b)(6) of the Arkansas Rules of Civil Procedure states the courts shall treat the facts alleged in any Complaints as true and view them in the light most favorable to the plaintiff (Dockey v Morgan, 2011 Ark. 94). Arkansas rules require fact pleading and a Complaint must state facts alleged in all Complaint as true for which Prose the Claimant solely argue with fact Negligence, per policies and Procedure that led to failure to act

on Pro se Claimant that cause mental emotional distress, dehumanize
with evil intent toward my human rights fall well with Arkansas
State Claims Commission Jurisdiction

Therefore the Claimant prays that the
Motion for Appeal be granted and all other
just and proper relief into which Claimant
Pro se maybe entitled to

Respectfully Submitted,

Mr. Marcus [Redacted]

East Arkansas Regional Max Usel
[Redacted]

30

mx 2-23

(EX: 1)

* I don't want you guys to be apart of nothing that is going on dealing with [redacted]

~~1502-41~~
[redacted]
[redacted]

Inmate Request Form

(Neuroscience)

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

I believe if it started at your that when it should end!

Name: [redacted] ADC Number: [redacted] Barracks: 2-41 Date: 9/12/22

Staff Directed to: Classification Office: [redacted]

My request is directed to the following area: (check one)

- Chaplain Classification Commissary Assistant/Deputy Warden
- Issuance Food Service Hobby Craft General Library
- Law Library Laundry Mail Room Medical
- Mental Health Parole Property Records
- Security Visitation Warden Other:

Give a detailed reason for your request: I'm asking to be release to General population

for a chance to be a role model inmate, if this can not be granted

When I'm asking you to step me back to where I came from on Community Unit I never ask or send you guys any request to come over here, plus I'm not [redacted] from anything at this unit I haven't been release to population, I can't receive class there no step down program. I have alot of time with nothing to work for or work for to.

Have you talked to any staff about your request? Yes No
If yes, to whom did you speak with and when?

[Signature] 9/12/22
Inmate Signature/ Date

Staff Responding: _____ Date: _____

Response: Currently serving punitive will not be released at this time.

I am referring this to: _____

Cc: _____

C. 80 9/13/22
Staff Signature Date

EMV

(EX:2)

RECEIVED NOV 07 2022

Inmate Request Form

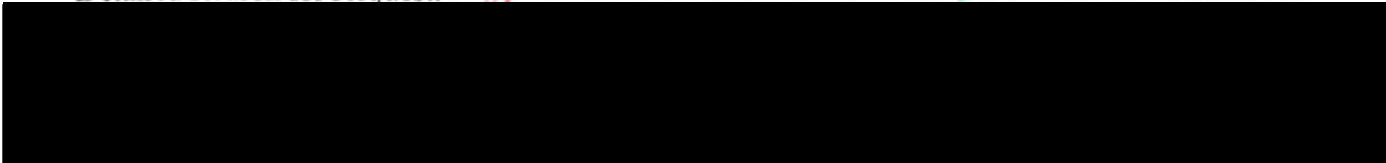
This form is to be used by inmates in contacting staff with requests on issues. Staff should be given 5 working days to respond.

Name: <i>Mr. Henderson</i>	ADC Number: [REDACTED]	Date: <i>11/5/22</i>
Housing Assignment: <i>AH</i>	Job Assignment: <i>R</i>	[REDACTED]
To (Staff Member): <i>Mr. Henderson</i>	Off	[REDACTED]

I have a request concerning the following area (circle one):

- Classification
- Parole
- Visitation
- Medical
- Telephones
- Property
- Mail
- Law Library
- Commissary
- General Library
- Job Assignment
- Laundry
- Mental Health
- Grievance Office
- Other: _____

Detailed Reason for Request:



[Signature] *11/5/22*

 Inmate's Signature Date

Staff Member Responding: <i>Mr. Owen</i>	Date: _____
--	-------------

I have reviewed your request and my finding is as follows:



[Signature]

 Staff Signature

I am referring this request to: _____

(Ex: 3)
Exhibit: 3

██████████ Restrictive Housing

Mission Statement

The mission of the ██████████ Security Unit's Restrictive Housing is to provide a safe humane environment for staff and inmates, and visitors. The ██████████ Housing area will safely manage, house and ensure the safety and welfare of the inmates who have demonstrated that they are not capable functioning in the general population setting. It has been determined that these inmates are a threat to the good order and security of the institution, poses a threat to themselves or others, or require closer supervision than maximum security can provide.

Attitude

The longer one lives the more one realizes the impact of attitude on life. Attitude is often more important than facts, more important than past education, money, circumstances, and even failures or success. Attitude is more important than what people think or do, more important than appearance, physical skill, or mental capacity. Attitude can make or break a business, church, or home. Perhaps the most remarkable thing about attitude is that I have a choice everyday regarding the attitude I will embrace for that day. I cannot change the past, I cannot control the future. I cannot control how someone else will act, nor can I control someone else's attitude. However I am convinced that life is 10% what happens to me and 90% how I react to what happened. The nice part is, it is up to me for I am in charge of my attitude.

(ex 5)

02-48

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: [Signature] ADC Number: [Redacted] Barracks: 02-48 Date: 10/19/22

Staff Directed to: Max Classification Officer: Max Classification

My request is directed to the following area: (check one)

- Chaplain
- Classification
- Commissary
- Assistant/Deputy Warden
- Issuance
- Food Service
- Hobby Craft
- General Library
- Law Library
- Laundry
- Mail Room
- Medical
- Mental Health
- Parole
- Property
- Records
- Security
- Visitation
- Warden
- Other:

Give a detailed reason for your request: I'm asking to be please to population
& I just got over here and if you guys don't want to allow
me a chance to go to general population, then once again
please ship me back to the former shipyard period. I'm really
trying to help you guys before a lot of questions get ask

Have you talked to any staff about your request? Yes No
 If yes, to whom did you speak with and when? _____

[Signature] 10/19/22
 Inmate Signature/ Date

Staff Responding: _____ Date: _____
 Response: You're on the transfer list

C-80 10/20/22

I am referring this to: _____
 Cc: _____

RECEIVED OCT 04 2022

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: Mr. Augustus K. [Redacted] ADC Number: [Redacted] Barracks: 12-118 Date: 10/3/22

Staff Directed to: Officer Zol [Redacted]

My request is directed to the following area (check one)

- Chaplain
- Classification
- Commissary
- Assistant/Deputy Warden
- Issuance
- Food Service
- Hobby Craft
- General Library
- Law Library
- Laundry
- Mail Room
- Medical
- Mental Health
- Parole
- Property
- Records



Mr. Augustus K. [Redacted] 10/3/22
Inmate Signature/ Date

Staff Responding: Mr. OWEN Date: 10-6-22



I am referring this to: _____

Cc: _____

[Signature] 10-6-22
Staff Signature Date

(91-7)

02-23

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: Mr. Morgan Hamon ADC Number [REDACTED] Barracks: X2-23 Date: 2-10-23

Staff Directed to: Classification Office: Classification

My request is directed to the following area: (check one)

- | | | | | | | | |
|---------------|--------------------------|----------------|-------------------------------------|-------------|--------------------------|--------------------------|--------------------------|
| Chaplain | <input type="checkbox"/> | Classification | <input checked="" type="checkbox"/> | Commissary | <input type="checkbox"/> | Assistant/ Deputy Warden | <input type="checkbox"/> |
| Issuance | <input type="checkbox"/> | Food Service | <input type="checkbox"/> | Hobby Craft | <input type="checkbox"/> | General Library | <input type="checkbox"/> |
| Law Library | <input type="checkbox"/> | Laundry | <input type="checkbox"/> | Mail Room | <input type="checkbox"/> | Medical | <input type="checkbox"/> |
| Mental Health | <input type="checkbox"/> | Parole | <input type="checkbox"/> | Property | <input type="checkbox"/> | Records | <input type="checkbox"/> |
| Security | <input type="checkbox"/> | Visitation | <input type="checkbox"/> | Warden | <input type="checkbox"/> | Other: _____ | <input type="checkbox"/> |

Give a detailed reason for your request: Am ed on the transfer list

back to VSM? if you know that it's a problem, ed will not write you again to see why ed hasn't left this unit. Get me away or release me to General Population

Have you talked to any staff about your request? Yes No
If yes, to whom did you speak with and when? _____

Mr. Morgan Hamon 2-10-23
Inmate Signature/ Date

Staff Responding: _____ Date: _____

Response: You are on the transfer request list.
VSM has not accepted your request.

I am referring this to: _____

Cc: _____

C. 80 2/7/23
Staff Signature Date

RECEIVED OCT 04 2022

(1812)

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: Mr. Marques ADC Number [redacted] Barracks: 12-10

Staff Directed to: Mrs. Zabin
My request is directed to the following [redacted]

- Chaplain
- Classification
- Commissary
- Assistant/Deputy Warden
- Issuance
- Food Service
- Hobby Craft
- General Library
- Law Library
- Laundry
- Mail Room
- Medical
- Mental Health
- Parole
- Property
- Records
- Security
- Visitation
- Warden
- Other: _____

If yes, to whom did you speak with and when? _____

Mr. Marques 10/3/22
Inmate Signature/ Date

Staff Responding: Mr. Owen Date: 10-6-22

I am referring this to: _____

Cc: _____

[Signature] 10-6-22
Staff Signature Date

7
X 2-48

(E) 10/19

Inmate Request Form

This form is to be used by inmates to contact staff with request on issues they may have. You should allow five working days to receive a response to your request. This is the East Arkansas Regional Unit in house form.

Name: <u>M. J. [Signature]</u>	ADC Number: [REDACTED]	Barracks: <u>X2-48</u>	Date: <u>10/19/22</u>
--------------------------------	--	------------------------	-----------------------

Staff Directed to: <u>My Classification</u>	Officer: <u>My Classification</u>
---	-----------------------------------

My request is directed to the following area: (check one)

- | | | | |
|--|--|--------------------------------------|---|
| Chaplain <input type="checkbox"/> | Classification <input checked="" type="checkbox"/> | Commissary <input type="checkbox"/> | Assistant/ Deputy Warden <input type="checkbox"/> |
| Issuance <input type="checkbox"/> | Food Service <input type="checkbox"/> | Hobby Craft <input type="checkbox"/> | General Library <input type="checkbox"/> |
| Law Library <input type="checkbox"/> | Laundry <input type="checkbox"/> | Mail Room <input type="checkbox"/> | Medical <input checked="" type="checkbox"/> |
| Mental Health <input type="checkbox"/> | Parole <input type="checkbox"/> | Property <input type="checkbox"/> | Records <input type="checkbox"/> |
| Security <input type="checkbox"/> | Visitation <input type="checkbox"/> | Warden <input type="checkbox"/> | Other: <input type="checkbox"/> |

Give a detailed reason for your request: I'm asking to be release to population & I won't get over here and if you guys don't want to allow me a chance to go to general population, then over again please ship me back to Yarnell. I'm really trying to help you guys before a lot of question get ask

Have you talked to any staff about your request? Yes No
 If yes, to whom did you speak with and when? _____

[Signature] 10/19/22
 Inmate Signature/ Date

Staff Responding:	Date:
-------------------	-------

Response: You're on the transfer list

C-80 10/20/22

I am referring this to: _____

Cc: _____