

Secretary Dr. Laurel Harry
Pennsylvania Department of Corrections
1920 Technology Pkwy
Mechanicsburg, PA 17050

Subject: Retaliation and Conspiracy Violating the Pennsylvania Constitution Article 1 and the First Amendment of the United States Constitution as well as the Eighth Amendment and the Due Process Clause of the Fourteenth Amendment

RE: The Administrative Remedy Process of PA/DOC and SCI-Muncy

Dear Secretary Harry:

The primary issue concerns DOC staff and contractors at the institutional level, as well as headquarters apparent conspiratorial practice to violate PA DOC inmates' constitutional rights stated above when they seek redress through the Administrative Remedy Process as required under 42.U.S.C.S 1997(e). Part of this practice consists of reprisals and deliberate disregard and machination of the rules and regulations governing DOC sectors duty to receive, process and answer inmate grievances.

According to the PA DOC Inmate Handbook pages 9 and 10, any inmate "personally affected by a Department and/or facility action or policy...may submit a grievance" (10) and "You shall not be punished, retaliated against, or otherwise harmed for use of the grievance system." (18)

However, when a petitioner exercises the use of the grievance procedure through SCI-_____ and Headquarters (which would leave one to believe it is systematic throughout PA DOC as a whole) DOC actors join together to harass and retaliate against petitioners with a combination of any of the following unethical acts but not limited to:

___ Refusal to answer the remedy form – stating the reason for no response in violation of 42U.S.C 1997(e) and ___ PaC.S. ___

___ Claim form was never received

___ Perform punitive and harassing cell searches

___ Remove the inmate from the population, placing them in administrative custody as punishment

___ Hold mail as a form of punishment

___ Deny meals as a form of punishment

___ Have grievances thrown out by DOC actors after mailing and before reaching grievance facilitator.

___ Have grievances sent to staff the grievance is regarding

___ Other: _____

The above are concerted acts which violate federal conspiracy laws under 42. U.S.C 1995(e). These collusive practice are attempts to assail an inmates constitutional rights and manipulate the grievance procedure rendering the federally determined "vehicle for inmate review" ineffective.

While an inmate is allowed by both the Constitution of the Commonwealth and the U.S. Constitution to petition the Courts for redress, Congressional statute demands the exhaustion of the petitioner's administrative remedies prior to judicial review. This protection and process becomes unfairly burdensome when DOC actors malign the system. Not withstanding, when threats and game-playing are systematic through the institution or the entire agency, it should be made clear the respect for the agencies procedures and the Constitutional violations the indifference and deliberate interference may

render the process unavailable, incapable of use, and drive an inmate to go directly to Court exposing the agency to civil and perhaps criminal penalties the process was developed to eliminate.

This problem permeates the prison population and adversely affects countless inmates within PA DOC. There are inmates who will no longer file grievances or report serious issues for fear of the harassment and retaliatory responses they see daily. Others file a problem and never gets fixed which renders it useless other than to become the target of reprisal.

Therefore, I request a thorough and appropriate investigation to ascertain the necessary facts to correct this unlawful problem that is especially victimizing to women, LGBTQ people, people of various racial ethnicities and those whose English is not their primary language.

See attached additional information as to my specific issue with PA DOC's Remedy Process.

CC: US Dept of Justice
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950 Pennsylvania Ave NW (PHB)
Washington, DC 20530

Office of Inspector General
386 Ford Bldg
Washington, DC 20515

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200 Independence Ave SW
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