

Please Read Instructions on Reverse Side of Yellow copy

Please print in ink or type

Arkansas
State Claims Commission

APR 21 2015

E27.

BEFORE THE STATE CLAIMS COMMISSION
Of the State of Arkansas

RECEIVED

- ☐ Mr.
☐ Mrs.
☐ Ms.
☐ Miss

Willie Scott, #070908

Claimant

vs.

State of Arkansas, Respondent

Dept. of Corrections

Do Not Write in These Spaces		
Claim No.	15-0758-CC	
Date Filed	April 21, 2015	
	(Month)	(Day) (Year)
Amount of Claim \$	15,000.00	
Fund	DOC	
Failure to follow procedure Negligence		

COMPLAINT

Willie Scott, #070908
(Name)

the above named Claimant, of

FOR 600 Grady, AR 71644
(Street or R.F.D. & No.) (City)

(State) (Zip Code) (Daytime Phone No.)

County of LINCOLN

represented by N/A

(Legal Counsel, if any, for Claim)

of

(Street and No.)

(City)

(State)

(Zip Code)

(Phone No.)

(Fax No.)

says:

State agency involved: Arkansas Department of Correction

Amount sought: \$15,000.00

Month, day, year and place of incident or service: ON February 9, 2011 False disciplinary - Reverse 1-29-15 at
Explanation: ON 2-9-11 while assigned to Cummins unit - Administrative Segregation, I was with
then a class-A major disciplinary at approximately 8:00 PM, by A.D.C. Security Personell Lt. Jimmy
Coleman, I told him I didn't do it, and ask him to investigate the matter thoroughly. But Lt. Coleman
falsely stated I had admitted to him that I did the rule violation, that resulted in me being
unnecessarily punished for something I didn't do. I appeal the disciplinary to Cummins unit warden
G. Lay, Raymond Naylor, Disciplinary Hearing Administrator, Director R. Hobbs, but was denied all relief.
But in a letter dated January 29, 2015 from Mr. Raymond Naylor, Disciplinary Hearing Administrator
stating after he receive NEW INFORMATION pertaining this matter I must reverse the
disciplinary of 2-9-11 by Lt. Coleman. The disciplinary was reverse after four (4) years, of
being wrongfully punish for it by: (1) the loss of 6,214 goodtime; (2) 158 days in non-air condition
cellblock (3) custody level extreme high cause me not to go to a minimum unit (4) punitive
isolation for 30 days (5) class four (4) for a whole year and no goodtime, (6) cause not release
to extend further than it was.

As parts of this complaint, the claimant makes the statements, and answers the following questions, as indicated: (1) Has claim been presented to any state department or officer thereof?

NO

(Yes or No)

when?

(Month)

(Day)

(Year)

to whom?

(Department)

and that the following action was taken thereon:

and that \$

was paid thereon: (2) Has any third person or corporation an interest in this claim?

; 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.

Willie Scott

(Print Claimant/Representative Name)

Willie Scott

(Signature of Claimant/Representative)

SWORN TO and subscribed before me at

on this

16th
(Date)

day of

April
(Month)

(City)

(State)

2015

(Year)

(SEAL)

Edward Lane
Notary Public
State of Arkansas
Lincoln County

Commission Expires July 20, 2017

Commission
SFI-R7/99

My Commission Expires:

July
(Month)

(Notary Public)

20

(Day)

2017

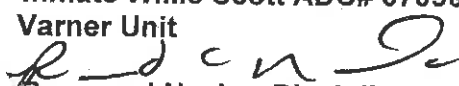
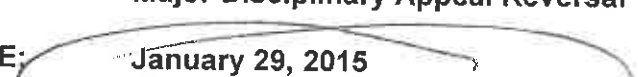
(Year)



Arkansas Department of Correction

Internal
Affairs
Division
P.O. Box 8707
Pine Bluff, Arkansas 71611-8707
Phone: (870) 267-6218
Fax: (870) 267-6226

MEMORANDUM

TO: Inmate Willie Scott ADC# 070908
Varner Unit
FROM: 
Raymond Naylor, Disciplinary Hearing Administrator
RE: Major Disciplinary Appeal Reversal
DATE:  January 29, 2015

Please be advised I am in receipt of your disciplinary appeal regarding the major disciplinary you received on February 9, 2011, 8:08pm by Captain Jimmy Coleman.

After receiving new information pertaining to this matter, I find that I must reverse the decision of the major disciplinary hearing officer.

If you so desire, you may appeal further to the Director of the Department of Correction.

RN1

Cc: Warden Watson / Inmate File
File

EXHIBIT-A

2

Revised - Disciplinary Matter

UNIT LEVEL GRIEVANCE FORM

RECEIVED
MAR 12 2015
FEB 26 2015
INMATE GRIEVANCE REVISOR
VARNER UNIT GRIEVANCE

yellow
Attachment I
FOR OFFICE USE ONLY
GRV # 111-15
Date Received: 2/26/15
GRV. Code #: 1003400
SR
31C

Unit/Center VARNER
Name Willie Scott

ADC# 70908 Brks # 20
2-19-15 (Date) STEP ONE: Informal Resolution

2-24-15 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally.)

If the issue was not resolved during Step One, state why: Because ADC did not follow Policy of the Grievance by responding timely
(Date) 2-24-15

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 a serious nature). If you marked yes, give this completed form to the designated problem-solving staff, who will sign the attached emergency receipt. If an Emergency, state why:

Is this Grievance concerning Medical or Mental Health Services? NO If yes, circle one: medical or mental
BRIEFLY state your one complaint/concern and be specific as to the complaint, date, and place, name of personnel involved and how you were affected. (Please Print):
on 2-10-15 I receive a memorandum from Raymond Naylor, Disciplinary Hearing Administrator. RE: Major Disciplinary Reversal, Dated 1-29-15 stating Mr. R. Naylor receive New information after four (4) years after I was found guilty and sentenced to 30 days punitive one (1) year class four (4) in the Supermax at Varnier unit. which all my liberties were taken and I prove to Administrators I were INNOCENT. J. Coleman, A. Weekly were the cause of all this that happen to me. Now my Disciplinary were reverse but I were lock in the Supermax for a year which I did not want to be in the first place.
Willie Scott
2-19-15

Inmate Signature _____ Date _____
If you are harmed/threaten 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 _____ (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 _____ Staff Signature _____ Date Received _____
Describe action taken to resolve complaint, including dates: _____

2-24-15
Print and Sign Staff Name & Date Returned _____ Inmate Signature & Date Received _____
This form was received on _____ (date), pursuant to **Step Two**. Is it an Emergency? ____ (Yes or No).
Staff Who Received Step Two Grievance: _____ Date: _____
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.

EXHIBIT B

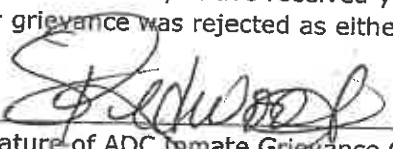
IGTT400
3GR

MAR 12 2015

Attachment II

INMATE GRIEVANCE SUPERVISOR
ADMINISTRATION BUILDING**ACKNOWLEDGMENT OR REJECTION OF UNIT LEVEL GRIEVANCE**TO: Inmate Scott, Willie Jr
FROM: Redwood, Sandra
DATE: 02/27/2015ADC #: 070908D
TITLE: ADC Inmate Grievance Coord
GRIEVANCE #: VU-15-00384

Please be advised, I have received your Grievance dated 02/18/2015 on 02/26/2015.
Your grievance was rejected as either non-grievable, untimely, duplicative, frivolous, or vexatious.


Signature of ADC Inmate Grievance Coord
CHECK ONE OF THE FOLLOWING

- ☐ This Grievance will be addressed by the Warden/Center Supervisor or designee.
- ☐ This Grievance is of a medical nature and has been forwarded to the Health Services Administrator who will respond.
- ☐ This Grievance involves a mental health issue and has been forwarded to the Mental Health Supervisor who will respond.
- ☐ This Grievance has been determined to be an emergency situation, as you so indicated.

- ☐ This Grievance has been determined to not be an emergency situation because you would not be subject to a substantial risk of personal injury or other serious irreparable harm. Your Grievance will be processed as a Non-Emergency.
- ☒ This Grievance was REJECTED because it was either non-grievable (Disciplinary matter), untimely, was a duplicate of , or was frivolous or vexatious.

INMATE'S APPEAL

If you disagree with a rejection, 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. Keep in mind that you are appealing the decision to reject the original complaint. Address only the rejection; do not list additional issues, which were not a 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. *My Grievance is I was falsely accused of a bogus process that cause me my libertys and all the other benifet that go with it, such as transfer, supermax, lockdown one year. I have no disciplinary cause it was reverse by mr R. Naylor but the new info gives me reason to ~~grieve~~ ^{grieve}.*

Willie Scott
Inmate Signature

70908
ADC #

2-28-15
Date

Exhibit 7c

4

IGTT405
3GT

Attachment V

ACKNOWLEDGEMENT OF GRIEVANCE APPEAL or REJECTION OF APPEAL

TO: Inmate Scott, Willie Jr ADC #: 070908D
FROM: Reed, Marshall (Dale) D TITLE: Chief Deputy Director
RE: Receipt of Grievance VU-15-00384 DATE: 03/16/2015

Please be advised, the appeal of your grievance dated
02/18/2015
was received in my office on this date 03/16/2015

Your grievance appeal is being returned pursuant to the Administrative Directive on Inmate Grievances due to one of the following:

- ☒ The time allowed for appeal has expired
- ☒ The matter is non-grievable and does not involve retaliation:
 - ☐ (a) Parole and/or Release matter
 - ☐ (b) Transfer
 - ☐ (c) Job Assignment unrelated to medical restriction
 - ☒ (d) Disciplinary matter
 - ☐ (e) Matter beyond the Department's control and/or matter of State/Federal law
 - ☐ (f) Involves an anticipated event
- ☒ You did not send all the proper Attachments:
 - ☐ (a) Unit Level Grievance Form (Attachment 1)
 - ☐ (b) Warden's/Center Supervisor's Decision (Attachment III); or Health Services Response Attached (Attachment IV for Health Issues Only)
 - ☐ (c) Did not give reason for disagreement in space provided for appeal
 - ☐ (d) Did not complete Attachment III or IV with your name, ADC#, and/or date
 - ☐ (e) Unsanitary form(s) or documents received
 - ☐ (f) This Appeal was REJECTED because it was a duplicate of , or was frivolous or vexatious

FAILURE TO FOLLOW
POLICY HAS RESULTED IN
A REJECTION FOR THIS
APPEAL AND MARKS THE END
OF THE APPEAL PROCESS

EXHIBIT-D

RECEIVED
CLAIMANT

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

WILLIE SCOTT (ADC 070908)

V.

NO. 15-0758-CC

ARKANSAS DEPARTMENT OF CORRECTION

RESPONDENT


ANSWER

COMES NOW the Respondent, Arkansas Department of Correction, 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,
Department of Correction Office of Counsel


LISA MILLS WILKINS Ark. Bar #87190
Attorney Supervisor
Post Office Box 8707
Pine Bluff, AR 71611
(870)267-6844 Office
(870)267-6373 Facsimile

CERTIFICATE OF SERVICE

I certify that a copy of this pleading has been served this 6 day of May, 2014, on the Claimant by placing a copy of the same in the U. S. Mail, regular postage to:

Willie Scott (ADC 070908)
Varner Unit
PO Box 600
Grady, AR 71644-0600


LISA MILLS WILKINS Ark. Bar #87190

MAY 14 2015

RECEIVED

Before The Arkansas State Claims Commission

Willie Scott (ADC # 070908)

Claimant

v.

No. 15-0758-CC

Arkansas Department of Correction Respondent

Claimant's Traverse Response To
The Answer of The Respondent

Come now, the claimant, Willie Scott, ADC # 070908, and for his "Traverse Response" to "Answer" of the Respondent regarding his claim now pending before this Honorable Commission deposes, and states, under oath the following:

(1) On May 6, 2015, the Respondent, Arkansas Department of Correction filed its "Answer" to this pro se claimant's complaint in the above styled cause.

(2) The Respondent in its "Answer" to

the "Complaint" denies liability, holds the claimant to a strict proof standard, and reserves the right to plead further upon completion of an alleged investigation by "Internal Affairs."

(3) However, the "Respondent's" "Answer" is a sham, and is presented to this Commission for redundant and dilatory purposes, and should be rejected by this Commission, because: (1) there is no good cause, or justifiable reason, for this Honorable Commission to hold this claimant's claims and these proceedings in abeyance so that the the ADC's Internal Affairs Office can complete an alleged investigation; (2) an ADC Internal Affairs investigation has already been conducted regarding the relevant and material facts at issue in these claims proceedings pertaining to the claimant being wrongfully convicted and punished on false disciplinary charges and faulty procedures, which has caused this claimant to suffer

unnecessarily; (3) the ADC already has all of the relevant and material facts that this Commission will need to render a just and fair decision in these State Claims Commission proceedings, which is evidenced (evinced) by the attached "Claimant's Exhibit-A," which is a letter to the Claimant dated January 29, 2015 from ADC-Internal Affairs Division personnel, Mr. Raymond Naylor, Disciplinary Hearing Administrator, informing the Claimant that "the disciplinary in question, that claimant received on February 9, 2011, was being reversed after receiving new information, id; and (4) all this Honorable Commission has to do is issue an order, or subpoena, to the ADC directing it to produce the complete disciplinary file of the claimant for the disciplinary report written against him on February 9, 2011, and to produce all information and evidence currently of record pertaining to that disciplinary and its subsequent reversal on January 29, 2015.

(4) The claimant has been made to suffer unnecessarily and unjustifiably by the respondent and its agents actions and inactions relevant to the complaint, when: (1) he lost 6,214 of his earned days of good-time credits off of his sentence, and which caused ~~xxx~~ him to have to remain at a high "maximum security level unit," for over 4 years, and could not receive a lower security custody status, or unit, because of the increased amount of time that claimant would have to serve as a result of the false disciplinary report, conviction, and loss of good time; which, caused claimant loss of more freedom from restraint, and caused him great mental anguish and emotional distress; and placed a stigmatization on him for the false disciplinary report in the eyes of others; (2) he was held in "Super Maximum Security Unit" cellblock for 158 days, in non-air-condition very hot conditions for about half of that time; (3) he was made ineligible for minimum security trust~~x~~ (trustee) status, and possible home furloughs as a trustee, because of that false disciplinary report, for more than 4

years until it was reversed on January 29, 2015; (4) he suffered much fear and anxiety as a result of having to deal with officer's, and other more troublesome inmate's, attitudes, and dangerous behaviors, ~~while~~ while being housed being housed in "Super Maximum," "Maximum," and "Punitive Isolation" units as a result of the false disciplinary report that was written on ~~the~~ claimant on February 9, 2011, and the faulty procedures that resulted in his conviction of those charges; ~~xx~~ (5) it caused claimant's release eligibility date to be extended from 10/31/2034 up to 11/01/2051 [See attached, "Claimant's Exhibits-A through G," at Exhibits-E and F and G, the Claimant's AOC "Time Computation Cards"]; (6) although, the AOC reversed the illegal disciplinary conviction in question on January 29, 2015 [See Claimant's attached Exhibits-A and B], and restored his forfeited good-time [See Claimant's attached Exhibits-B and C], it has not removed all harm done to claimant by doing so; because, due to plaintiff being wrongfully reduced to Class-4 status for one year because of the illegal disciplinary conviction and charges, the claimant/plaintiff a year of

good-time that he was not allowed to earn while in class-4 status; and, (7) the claimant was made to serve 30 days in punitive isolation on the false disciplinary charges, and faulty ~~conviction~~ conviction on those charges. The claimant has been wrongfully made to suffer, by the actions and inactions of the Respondent stated in paragraph (4), above.

(5) The Respondent's is liable to this claimant; and, the Respondent's request to hold this matter in abeyance is presented for sham and ill will, as ~~demonstrated~~ demonstrated by the claimant in paragraph (3), above, and should be denied by this Commission.

(6) Claimant is entitled to appropriate relief by this Honorable Commission, as stated, below.

"Relief"

(7) Wherefore, the Claim presented by this Claimant to this Honorable Commission has merit, and the same should be granted. Claimant further pray, that: (1) the Respondent be ordered to produce a legible complete copy of all documents and papers relevant and pertaining to the disciplinary

report claimant received on February 9, 2011, and the disciplinary Court and appeal proceeding documents; and, also order the Respondent to produce all documents, evidence, tests results, affidavits, statements, and the names of all persons involved in the disciplinary report, or the reversal of that disciplinary ~~dated~~ on January 29, 2015; (2) grant claimant a legible copy of all documents, evidence, and papers which the Respondent produces to this Commission, for his use in these proceedings; (3) grant the proper papers and orders to the ADC (Respondent) in order that this Claimant may be present at the hearing of this matter; and the Claimant does desire a hearing on this claim; and, (4) grant all other relief that this Commission deems just and appropriate.

Respectfully submitted this 17th day of Aug
2015.

Signed Willie Scott

Claimant Rose

Willie Scott - ADC # 070908

Barrack # 20 - Varner Unit, ADC -

P.O. Box 600

Grady, AR 71644-0600

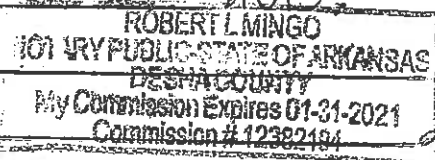
State of Arkansas

County of Lincoln . Affidavit

I, Willie Scott, ADC# 070908, the claimant, pro se, after first being duly sworn, do hereby depose and state that the foregoing 7 pages, and description of the facts and incidents that are contained therein are true, accurate, and correct to the best of my knowledge, information, and belief on this 11 day of May 2015.

Subscribed and Sworn to before me, A Notary Public, on this 11 day of May 2015.

My Commission expires:



Willie Scott

Claimant/Affiant

Robert Mingo

Notary Public

Certificate of Service

I, Willie Scott, ADC# 070908, claimant pro se, certify that the attorney for the Respondent ADC, Ms. Lisa Mills Wilkins, has been served with a copy of this pleading, and Exhibits - A through G, and the 2 page cover letter to Director of the Claims Commission Ms. Wade, by placing a copy of the same in the internal mail

System for U.S. Mail, first class U.S. Postage
Prepaid on this 12 day of May 2015,
addressed to:

Dept. of Correction - Office of Counsel
Lisa Mills Wilkins, Attorney -
Attorney Supervisor
P.O. Box 8707
Pine Bluff, AR 71611

Signed Willie Scott #10908
Claimant Pro se

Arkansas Claims Commission

MAY 14 2015

RECEIVED

Willie Scott

ADC# 070908, Barrack # 20

Varner Unit, ADC

P. O. Box 600

Grady, AR 71644-0600

Date: May 11, 2015

Arkansas State Claims Commission

101 East Capitol Avenue

Suite 410

Little Rock, AR 72201-3823

Re: Willie Scott, # 070908 - Claim #: 15-0758-CC
Vs. Department of Corrections

Dear Commissioner Wade:

I am, Willie Scott, the claimant, pro se; and, I hope that this letter finds you doing well in all regards. I am writing in response to your letter to me dated May 7, 2015, and my answer is "yes," I want a hearing, and to be allowed to present evidence and testimony at same. Please make the necessary arrangements to facilitate my presence. ~~XXXX~~ I am also submitting to you at this my "Traverse Response" to the Respondent's

"Answer" to my "Complaint," and also submitting my "Claimant's Exhibits-A, B, C, D, E, F, and G" in support of my Traverse, and my Claims.

Please consider my Traverse Response and my Exhibits-A through G as a part of my complaint, in support thereof.

Thanking you in advance for your help and concern in this matter.

Respectfully submitted the 11th day of May 2015.

Signed Willie Scott - 7010

Claimant Pro se

Willie Scott

ADC # 070908, Barrack # 20

Varner Unit, ADC

P.O. Box 600

Grady, AR 71644-0600



Arkansas Department of Correction

Internal
Affairs
Division

P.O. Box 8707
Pine Bluff, Arkansas 71611-8707
Phone: (870) 267-6218
Fax: (870) 267-6226

MEMORANDUM

TO: Inmate Willie Scott ADC# 070908
Varner Unit
[Signature]
FROM: Raymond Naylor, Disciplinary Hearing Administrator
RE: Major Disciplinary Appeal Reversal
DATE: January 29, 2015

Please be advised I am in receipt of your disciplinary appeal regarding the major disciplinary you received on February 9, 2011, 8:08pm by Captain Jimmy Coleman.

After receiving new information pertaining to this matter, I find that I must reverse the decision of the major disciplinary hearing officer.

If you so desire, you may appeal further to the Director of the Department of Correction.

RN1

Cc: Warden Watson / Inmate File
File

cc
Claimant's Exhibit-A 18

**INTER OFFICE COMMUNICATION
DEPARTMENT OF CORRECTIONS
VARNER UNIT**

To: Scott, Willie #070908 BK20/0023
From: Nancy Straughn, Records Supervisor
 N. Straughn
Re: Request for Interview
Date: 04/21/2015

The disciplinary was reversed, and you were restored all your good time back.

As far as your time, you serve 1/3 of your sentence on just the "D" felony, and 100% of the "Y".

Your release date is 10/23/2022.

NS/rh

"Claimant's Exhibit-B"

AR DOC
REPORT NO. OTCR118

ARKANSAS DEPARTMENT OF CORRECTION
TIME COMPUTATION CARD

PAGE: 24 of 32
PROCESSED: 02/02/2015 07:25 AM
REQUESTOR: Nancy A Straughn

INMATE NAME: Scott, Willie Jr ADC #: 070908D
LOCATION: Varner Unit HOUSING: BK200023 CLASS: I-C OF: 03/07/2012

You have been committed to the ADC to serve the following sentences. The release dates listed below are only a projection and include all good time which can be earned based on your current class. If all projected good time is not earned, these release dates will change.

CMT.	OFFENSE	FEL CLS	DOCKET NUMBER	COUNTY NAME	TOTAL SENTENCE YY/MM/DD		PE/TE	JAIL TIME
AC-001	Aggravated Robbery	Y	CR-1991-1292	Pulaski	60y 0m 0d	IN	N/E	33
AC-002	Poss. Firearm Certain Pers	D	CR-1991-1292	Pulaski	8y 0m 0d	CC	1/3	33

TOTAL SENTENCE LENGTH 60y 0m 0d

RELEASE DATES: PAROLE ELIGIBILITY DATE: 10/23/2022
DISCHARGE DATE: 10/23/2022

"Claimant's Exhibit-C"

7

2

P/N 0 070908
IIS0008

INMATE TIME COMPUTATION

04/09/92 10.26.14
PAGE 1

IIS0008

***** TIME COMPUTATION CARD *****

DATE: 04/09/92

NAME: SCOTT, WILLIE JR.
LOCATION: CUMMINS UNIT

ADC NO.: 070908D.
HOUSING: BK07C011 CLASS: I-C AS OF 04/08/92

YOU HAVE BEEN COMMITTED TO THE ADC TO SERVE THE FOLLOWING SENTENCES.
THE RELEASE DATES LISTED BELOW ARE ONLY A PROJECTION AND INCLUDE
ALL GOOD TIME WHICH CAN BE EARNED BASED ON YOUR CURRENT CLASS. IF ALL
PROJECTED GOOD TIME IS NOT EARNED, THESE RELEASE DATES WILL CHANGE.

OFFENSE	DOCKET NUMBER	COUNTY NAME	TOTAL SENT. YR/MO/DA	JAIL PE TIME
C. AGGRAVATED ROBBERY	CR-91-1292	PULASKI	60/ 0/ 0	0
C. POSS. FIREARM CERTAIN PERS	CR-91-1292	PULASKI	60/ 0/ 0 CC 1/3	0
TOTAL SENTENCE LENGTH			60/ 0/ 0	

P/N 0 070908
IIS0008

INMATE TIME COMPUTATION

04/09/92 10.26.14
(CONTINUED)
PAGE 2

OFFENSE	DOCKET NUMBER	COUNTY NAME	TOTAL SENT. YR/MO/DA	JAIL PE TIME
---------	------------------	----------------	-------------------------	-----------------

RELEASE DATES: PAROLE ELIGIBILITY: 12/25/2021 MINIMUM RELEASE: 12/25/2021
MAXIMUM RELEASE: 12/04/2051

"Claimant's Exhibit-D"

AR DOC
REPORT NO. OTCR118

ARKANSAS DEPARTMENT OF CORRECTION
TIME COMPUTATION CARD

PAGE: 65 of 75
PROCESSED: 10/29/2010 08:29 AM
REQUESTOR: Jennifer Downen

INMATE NAME: Scott, Willie Jr

ADC #: 070908D

LOCATION: Cummins Unit

HOUSING: BK14443L

CLASS: IV

OF: 09/28/2010

You have been committed to the ADC to serve the following sentences. The release dates listed below are only a projection and include all good time which can be earned based on your current class. If all projected good time is not earned, these release dates will change.

CMT.	OFFENSE	FEL CLS	DOCKET NUMBER	COUNTY NAME	TOTAL SENTENCE YY/MM/DD		PE/TE	JAIL TIME
AC-001	Aggravated Robbery	Y	CR-1991-1292	Pulaski	60y 0m 0d	IN	N/E	33
AC-002	Poss. Firearm Certain Pers	D	CR-1991-1292	Pulaski	8y 0m 0d	CC	1/3	33

TOTAL SENTENCE LENGTH 60y 0m 0d

RELEASE DATES: PAROLE ELIGIBILITY DATE: 10/31/2034

DISCHARGE DATE: 10/31/2034

"Claimant's Exhibit-E"

AR DOC
REPORT NO. OTCR118

ARKANSAS DEPARTMENT OF CORRECTION
TIME COMPUTATION CARD

PAGE: 44 of 60
PROCESSED: 02/16/2011 08:21 AM
REQUESTOR: Jennifer Downen

INMATE NAME: Scott, Willie Jr

ADC #: 070908D

LOCATION: Cummins Unit

HOUSING: EASTS07L

CLASS: IV

OF: 02/15/2011

You have been committed to the ADC to serve the following sentences. The release dates listed below are only a projection and include all good time which can be earned based on your current class. If all projected good time is not earned, these release dates will change.

CMT.	OFFENSE	FEL CLS	DOCKET NUMBER	COUNTY NAME	TOTAL SENTENCE YY/MM/DD	PE/TE	JAIL TIME
AC-001	Aggravated Robbery	Y	CR-1991-1292	Pulaski	60y 0m 0d	IN	N/E 33
AC-002	Poss. Firearm Certain Pers	D	CR-1991-1292	Pulaski	8y 0m 0d	CC	1/3 33

TOTAL SENTENCE LENGTH 60y 0m 0d

RELEASE DATES:

PAROLE ELIGIBILITY DATE:

11/01/2051

DISCHARGE DATE:

11/01/2051

cc: Defendant's Exhibit - F

AR DOC
REPORT NO. OTCR118

ARKANSAS DEPARTMENT OF CORRECTION
TIME COMPUTATION CARD

PAGE: 9 of 10
PROCESSED: 03/28/2011 07:07 AM
REQUESTOR: Nancy A Straughn

INMATE NAME: Scott, Willie Jr

ADC #: 070908D

LOCATION: Varner Super Max

HOUSING: CB020239

CLASS: IV

OF: 02/15/2011

You have been committed to the ADC to serve the following sentences. The release dates listed below are only a projection and include all good time which can be earned based on your current class. If all projected good time is not earned, these release dates will change.

CMT.	OFFENSE	FEL CLS	DOCKET NUMBER	COUNTY NAME	TOTAL SENTENCE YY/MM/DD		PE/TE	JAIL TIME
AC-001	Aggravated Robbery	Y	CR-1991-1292	Pulaski	60y 0m 0d	IN	N/E	33
AC-002	Poss. Firearm Certain Pers	D	CR-1991-1292	Pulaski	8y 0m 0d	CC	1/3	33

TOTAL SENTENCE LENGTH 60y 0m 0d

RELEASE DATES: PAROLE ELIGIBILITY DATE: 11/01/2051

DISCHARGE DATE: 11/01/2051

"Claimant's Exhibit-6"

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

WILLIE SCOTT (ADC #070908)

CLAIMANT

V.

NO. 15-0758-CC

Arkansas Claims Commission

OCT 22 2015

ARKANSAS DEPARTMENT OF CORRECTION

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RESPONDENT

RESPONDENT'S MOTION TO DISMISS

COMES NOW the Respondent, Arkansas Department of Correction, and for its MOTION TO DISMISS, states and responds as follows:

1. Claimant alleges a failure to follow procedure and policy when his disciplinary violation was reversed by the disciplinary hearing administrator, Raymond Naylor. He seeks \$15,000.00 in damages. Claimant has failed to state a claim upon which relief can be granted under ARCP 12(b)(6) and the claim should be dismissed.
2. Claimant's disciplinary for admitting to and writing a statement confirming the act of reaching his hand under the blanket of another inmate and attempting to touch the other inmate's penis was reversed four years later. The reasons for the reversal were not disclosed. After four years, there can be a number of reasons, including Claimant provided information in another investigation in exchange for this reversal; however, this attorney is not privy to that information. The fact that no reasons are given for the reversal and four years have passed since the hearing leaves open the possibility of many options.
3. Addressing the damages and harms Claimant alleges to have suffered, Respondent replies as follows: (1) Claimant alleges he spent '158 days in a non-air-condition, very hot conditions for about half of that time.' Claimant received the disciplinary on February 10, 2011. He was transferred to VSM Ad Seg on March 30, 2011. This area is air conditioned. (2) Claimant states that he lost 6,214 days of good time. He did, but Claimant is reacquiring those days and has accumulated 4,482 of those days again. (3) Claimant states that this incident caused him mental anguish and emotional distress. There is no record of sick calls or mental health visits related to complaints of being placed in punitive isolation for this incident. On February 15, 2011, he specifically denied any thoughts of suicide. (4) Claimant states the disciplinary was false. There is nothing in the record to state that the disciplinary was false. Reversals may be made for any number of reasons. Claimant admitted to and wrote a statement confirming the fact that he reached under the blanket of another inmate and attempted to touch the inmate's penis. Claimant stated that he was 'just kidding.'
4. The disciplinary was reversed, but there is no evidence that it was reversed due to it being false or any violation of due process occurred. After four years, it is likely that there are other reasons for the reversal and Claimant is merely trying to extract additional compensation for the Respondent. Claimant has failed to state a claim upon which relief can be granted under ARCP 12(b)(6) and the claim should be dismissed.

WHEREFORE, for the reasons stated above and the evidence submitted the Claim must be dismissed.

Respectfully submitted,

Department of Correction
Office of Counsel

Lisa Mills Wilkins

LISA MILLS WILKINS Ark. Bar #87190
Attorney Supervisor

Post Office Box 8707
Pine Bluff, AR 71611
(870)267-6844 Office
(870)267-6373 Facsimile

CERTIFICATE OF SERVICE

I certify that a copy of the above MOTION TO DISMISS has been served this 21 day of October, 2015, on the below Claimant by placing a copy of the same in the U. S. Mail, regular postage to:

WILLIE SCOTT (ADC #070908)
GRIMES UNIT
300 CORRECTIONS DRIVE
NEWPORT, AR 72112

Lisa Mills Wilkins
LISA MILLS WILKINS Ark. Bar #87190

Before The Arkansas State Claims Commission

Willie Scott (ADC #70908)

Claimant

Arkansas Claims Commission

NOV 05 2015

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NO-15-0758-CC

V.

Arkansas Department of Correction

Respondent

Claimant Traverse Response To
Respondent's Motion To Dismiss

Come Now, the Claimant, Willie Scott, ADC #70908, and for his "Traverse Response" to the Respondent's Motion To Dismiss, regarding his claim now pending before this Honorable Commission deposes, and states, under oath the following:

1. Claimant did not fail to state a claim under "ARC P" 12(b)(6). Look at Claimant's Traverse Response to the "Answer of Respondent's" pages 1-6 for complaint was filed. Page 6, bottom, "Relief" was ask of the Respondent by Claimant Willie Scott.
2. Attach is the "Witness Statement" I (Claimant) took on 2-9-11 witness by Sgt. Rayner. The Respondent will go to the extreme to keep from being wrong (like lying) by accusing Claimant of providing information in another investigation (stated by Respondent) in exchange for this reversal; as stated in my "Relief" ask for all

documents in this claim.

3. The damages were done and is proven in Exhibits A-G of my Traverse Response to the "Respondent's Answer".

I did go see mental Health Counselor (ms. Partian) at the Vanver unit during the months of Oct., Nov. of 2011 for to talk of my situation and she gave me materials to help me.

Respondent "state" that there nothing in the disciplinary that shows that it was false. But Look at my Exhibit A. Witness Statement written 2-9-11. And Lt. J. Coleman did not take my witness Statement it was Sgt. Rayner, but he written it up (falsify documents) like it was Him but it was not him that's false, plus more to prove it was false.

I did stay 158 days in a non-aircondition cell during the summer months of 2011, its documented on ADC records at the Vanver Supermax also in my Traverse Response to Respondent's Answer received in your office 5-14-15.

4. The Respondent states in its "Motion To Dismiss" paragraph (4) the disciplinary was reversed, but there is no evidence that it was reversed due to it being false or any violation (I claimant ask why was it reversed?) or due process occurred. After four years, its likely that there are other reasons for the reversal and claimant is merely trying to extract additional compensation (I claimant have never received any compensation from Respondent) from the Respondent. Claimant has failed to state a claim upon which relief can be granted under "ARCP" 12(b)(6) and the claim should be dismissed.

The Claimant response to Paragraph (4) as he has to 1,2,3 that as stated in his "Traverse Response To The Answer of The Respondent" the respondents request to deny Claimant claim is merely a sham, it will as demonstrated by the Claimant in Paragraph (3) in his Traverse Response to Respondent Answer. I, Claimant has presented all documents of evidence to support this claim and are true to the facts that I have tangible to the Honorable Commission, which should be read very carefully, for the facts are very true (Not like the Respondent) with proof of said claim.

WHEREFORE, for the facts and reasons Claimant has stated above and the Evidence submitted his claim should be Granted.

FN.
See attach Exhibit A

Respectfully submitted,
Grimes unit
Willie Scott #70908
Willie Scott #70908
Pro Se

EXhibit A

For Small Claims use

CS Form #67

ARKANSAS DEPARTMENT OF CORRECTION
STATEMENT OF WITNESSName Willie Scott Rank/Status/Number 070908 Unit Adminis

STATEMENT: Inmate Thayer told me all about his sex story and how he was involved with a man in the street. ~~He said he was~~ ~~he said he was~~ he said yes but it just he is panicked so I got in bed and went to sleep. The cell the officer and told them I grab at him under his blanket and he didn't know if I was serious or not so he wanted to move. We cell in the FB-S-01 together so I thought he was a good person. That's why I agree for him to cell with me, nothing else.

I make this statement freely, under no duress, and without undue coercion exerted against me by any correctional officer or official of the Arkansas Department of Correction.

Willie Scott

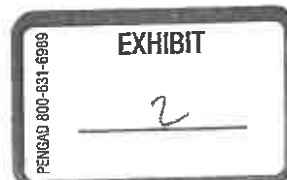
Signature

2-9-11

Date

H. J. Albem

Witness/Statement Taken By



STATE CLAIMS COMMISSION DOCKET
OPINION

Amount of Claim \$ 15,000.00

Claim No. 15-0758-CC

Attorneys

Willie Scott, #070908 Claimant
vs.

Pro se Claimant

Department of Corrections Respondent

Lisa Wilkins, Attorney Respondent

State of Arkansas

Date Filed April 21, 2015

Type of Claim Failure to Follow Procedure, Negligence

FINDING OF FACTS

The Claims Commission hereby unanimously grants the Respondent's "Motion to Dismiss" for reasons set forth in paragraphs 2-4 contained in the motion. Therefore, this claim is hereby unanimously denied and dismissed.

(See Back of Opinion Form)

CONCLUSION

The Claims Commission hereby unanimously grants the Respondent's "Motion to Dismiss" for reasons set forth in paragraphs 2-4 contained in the motion. Therefore, this claim is hereby unanimously denied and dismissed.

Date of Hearing November 12, 2015

Date of Disposition November 12, 2015

Rich P. May Chairman
U. Stoffer Commissioner
Paul D. [Signature] Commissioner

Before The Arkansas State Claims Commission

Arkansas Claims Commission

NOV 23 2015

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Willie Scott (ADC# 70908)

Claimant

No-15-0758-CC

V.

Arkansas Department of Correction

Respondent

Motion For Reconsideration

Come Now, the Claimant, Willie Scott, ADC# 70908 response to the "Opinion" of the Claims Commission "Date November 12, 2015.

The respondent's "Motion to Dismiss" was unanimously granted for reasons set forth in paragraphs 2-4 contained in the motion. Therefore my claim was dismissed. I as claimant ask that this claim be reconsider for the following facts: (1) I attach the witness statement that was written by claimant (me) to my response to Respondent's "Motion to Dismiss" filed November 05, 2015 to show that the disciplinary was written falsely.

(2) On May 14, 2015, Arkansas Claims Commission office received my (claimant) response to Respondent's "Answer" attach was Exhibit A the letter mail to me (claimant) from the Disciplinary Hearing Administrator saying he had new information pertaining to this matter, so he knew with it was reverse. (3) Damages were done, I've showed them in my motions and responses, but records are kept to prove all my facts which I stated, page 6, no. 7 - "Relief", page 2 I ask for all documents to be produce from the Respondent for your eye's to see but I guess it was not done but look at my exhibit's A-G the facts are there.

(1)

The Respondent is merely dwelling on the Disciplinary and not the Statement that I written or any of my documents or motion that I presented to my defense. Like I got all my good time back in 2-02-15, so I'm not acquiring any as the respondent stated or did I write a statement admitted to any of the reasons that the respondent stated.

(4) Why was the disciplinary? reverse if not for being wrongful or error. Mr. R. Naylor the Disciplinary Administrator after receiving "New Information" I must reverse the decision of the Major disciplinary hearing officer. In my "Relief" I ask for all documents, Evidence, test results, DDS's, Names of all person involved in the disciplinary report or the reversal of the disciplinary. All along I have and did state a relief to the best of my knowledge.

WHEREFORE, I (Claimant) Willie Scott #70908, prays that my "Motion for Reconsideration" be granted and the facts in this motion be measure by the evidents in all my documents I have presented. And that the respondents "motion to dismiss" be dismiss cause of the conflicting facts that they do not have to prove.

Respectfully submitted
Willie Scott #70908
Willie Scott #70908

Certificate of Service

I certify that a copy of the above MOTION for Reconsideration
has been served this 20th day of November, 2015, on the
Respondent below by placing a copy of the same in the U.S. Mail,
regular postage paid:

Ms. Lisa Mills Wilkins, Ark. Bar # 87190

MS. Lisa Mills Wilkins Ark. Bar # 87190

Attorney Supervisor

P.O. Box 8707

Pine Bluff, Ar.
71611

Willie Scott #70908
Willie Scott #70908

(3)

orig.

STATE CLAIMS COMMISSION DOCKET
OPINION

Amount of Claim \$ 15,000.00

Claim No. 15-0758-CC

Attorneys

Willie Scott, #070908 Claimant
vs.

Pro se Claimant

Department of Corrections Respondent
State of Arkansas

Lisa Wilkins, Attorney Respondent

Date Filed April 21, 2015

Type of Claim Failure to Follow Procedure, Negligence

FINDING OF FACTS

The Claims Commission hereby unanimously denies Claimant's "Motion for Reconsideration" for the Claimant's failure to offer evidence that would change the prior decision of the Claims Commission. Therefore, the Commission's November 12, 2015, order remains in effect.

IT IS SO ORDERED.

(See Back of Opinion Form)

CONCLUSION

The Claims Commission hereby unanimously denies Claimant's "Motion for Reconsideration" for the Claimant's failure to offer evidence that would change the prior decision of the Claims Commission. Therefore, the Commission's November 12, 2015, order remains in effect.

Date of Hearing December 10, 2015

Date of Disposition December 10, 2015

[Signature] Chairman
[Signature] Commissioner
[Signature] Commissioner

Before The Arkansas State Claims Commission

Willie Scott (ADC #70908)

Claimant

NO. 15-0758-CC

Arkansas Claims Commission

DEC 17 2015

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V.

Arkansas Department of Correction

Respondent

NOTICE OF APPEAL

Come now, the Claimant, Willie Scott, ADC #70908, is at this time notified(ing) the Commission that he would like to Appeal to the General Assembly the decision of the Chairman, Commissioners. I'm appealing under ACA - § 19-10-211 - Appeals of Decision. IF you have appeal form, please send.

12-16-15

Submitted by
Willie Scott
Willie Scott

Certificate of Service

I certify that a copy of the above NOTICE of Appeal has been served this 16th day of December, 2015 on the Respondent below by placing a copy of the same in the U.S. Mail, regular postage to: Ark. Claims Commission.

Ms. Lisa Mills Wilkins, Ark. Bar #87190

MS. Lisa Mills Wilkins, Ark. Bar #87190

Attorney Supervisor

P.O. Box 8707

Pine Bluff, Ark
71611