Arkansas State Claims Commission

Please print in ink or type

FEB 1 3 2014

BEFORE THE STATE CLAIMS COMMISSION Of the State of Arkansas

RECEIVED

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Mr.	I .	Do Not Write in The	se Spaces
□ Mrs. □ Ms.		Claim No. 14-0619-C	
Edward Charles Goodwin, #092509		Date Filed February	
VS.	, Claimant	(Month) (Day)	
		Amount of Claim \$ 1500.0	00
tate of Arkansas, Respondent	1	Fund DOC	
Dept. of Correction			
СОМ	PLAINT	ailure to Follow	Procedure
Edward Charles Goodwin, #092509		180 Brider AD 500	20-21-0
(Name) , the above named Claiman		180, Brickeys, AR 723 treet or R.F.D. & No.)	
County of LEE	represented		(City)
(State) (Zip Code) (Daytime Phone No.)	represented	(Legal Counsel, if any, for	Claim)
(Street and No.)			
City) (State	e) (Zip Code)	//.	(Fax No.)
ate agency involved: EfffK/U	Amount	sought: #1500 0	2
onth, day, year and place of incident or service: 10/16/2013	Brickeys U	wife.	
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PAGE 2 07 ComplaiNT These Position Change out Turntes FARRLY Often, And They HAVE SINCE INMATE GOODWIN WAS FIRST TAKEN TO WARDEN EAR). INMARE C. GOODWEN HAS NOT BEEN Put up The Classification Since 10/16/2013, when (CT. Etherly), Goodwins's Supervision, First Took Inmote CARRIVEN TO WARDEN EARL) OFFICE. INNATE GOODWEN would like to Be put up Defore The Classition for Committee for a gob Change / Promotion, Based Upon The AR-802, AD-08-30 Policy, which was Not Applyed To Him. HE (Goodwen) would like to BE Compassation for the Topist I endured as well. I ubule also like for the Courts To Know That ON 11/7/2013, I Made ANother Attempt Request, To Classification offices Ms. P. CREEN/DIVES, AS NEW AS WARDENS At E/A/R/U, Asking To SE RE-CONSIDERED FOR Classification Committee, For Floor CREW Job, And Response Jam Ms. P. Cueco / Daves, Dated 11/12/2013, IN Journed me That Worden EARLY IS OVER Those gob Assignments. And plso (HE) WARDEN EARL must appeare for this Change: (See e/p/R/4 INMATE REQUEST FORM), (EXHEBET#11). As EVIDENTION Documentation will show, ON SEVERAL Attemps, I INMATE C. Coccosin was only seckling The Right To BE SEEN BY The Classifications Committee As out Cinecl Bej AR-802, AD-08-30 Policy, when my Supervisor (It thereby) made no thought when To this me idoled To Classification list (SEE EXPRISE # 3), And IN NO WAY was I ANDRESSING my CERRENT Job Assignment As A BKS. PORTER, ON ANY DOCUMENTED INFORMAL GRIEVANCE 2

AGE# 3 07 Complaint Level That's Before This Court. Only the facts That (WARRIEN EAR) This Taken Upen Himself, To Undermine The AR-802, AD-08-30 policy By REJUSTERY ME TO SE SEEN BY MANSIFICATION Commethet, Disnegardens foliey Profacol, (WARden EARL), DOESN'T EVEN SEL IN ON Classification Committee Days EACH WEEK, And Video REcorded CAMERAS Set Up INSICLE LEBRARY/LAW-Ciberry MER Where Chasi Frenchen Is Held each week, Twice OS AWEEK, well show (4/3) WARDEN EARLS) ASSENTS, Futher showing warden EARL) Is being Beas Towards Me. (WARdEN EAR), NOT Complying with The A.D.C. CARTEVANCE POLICY, By REJUSEING TO RESPOND IN A Temely MANNER of 12 hours (SEE; Exhibit #1. Unit CEVEL GREWANCE FORM, # EA-13-02048, (yellow Copyr) Dated: 10/16/2013 step ONE, 10/22/2013 step two) Signed And Daked Sy Saf. GARNER 10/22/2013, STATT Bublen Solver. Again, Regarding Al-802, AD-08-34 Refusing me To De Seen By Classifications Commother, and Also to As WARDEND, A thigh Position of furthority, His Actions Shown Bothere This Courts Is IN FACT UN Arofession Alism, # 12(2) Discountions TREATMENT AND # 13 (a) - INTENTIONAL HARASSMET. (VEOLATION OF AR 1225 - Employer Consul Standards.) Me Sound C. Storm 1/16/2014 (I HAVE TOUR HAPES OF EVECENCE) SEE:

Foothote: I would like The Courts To Know And Record Reflect, Administer five Name Change 07 Policy (AR-802, AD-08-30) OREGINALLY Signed By And Approved As well by (inner None's - Director), Is NOW That of Most RECENT, (ME Ray 16665 - Director) (AR-802, AD-13-130) As of ETTECTIVE DATE: 11/22/2013 Approved : Original Signed By Ray Holds, SEE: (EXtribits #9 and #10) (Ingles 2074, 3094). As well AS SEE: (Exhibits #12) Alministrative Directive (Page # 1074). Policy Al-802, AD-13-130, Supersede Policy AR-802, AD-08-30, which shill As some Outlined, addressed Policy Throughout my Mk. Edward C. Hoorton 1/16/2014

HAUT I EVEL COMMANDE	EXHIBIT THE
UNIT LEVEL GRIEVANCE FORM (Attachment I) Unit/Center E/A/R///	FOR OFFICE USE ONLY
GRIEVANCE/RECEIVED	GRV. # EA-13-02048
23 7013	Date Received: [0-23-13]
ADC# 92509 Brks # 8-40 Job Assignment EASTAR RECIONAL CONTROL	GRV. Code #: QQ
10/16/13 (Date) STEP ONE: Informal Resolution	ORV. Code #: CCO
10/20/13 (Date) STEP TWO: Formal Grievance (All complaints)	Jellow way
If the issue was not resolved during Step One, state why: Pol.	first be handled informally.)
Striff Ins 72 hours To Respond to UNIT LEVEL Gelevinace, And Minades (Date) EMERGENCY GRIEVANCE (An emergency situation in the state of the state o	CARL VANCE POLICY
(Date) EMERGENCY GRIEVANCE (An emergency situation is one in a substantial risk of physical harm; emergency grievances are not for a linear physical harm; emergency	which you may be subject to
nature). If you marked yes, give this completed form to the designated problem	olems that are not of a serious
attached emergency receipt. If an Emergency, state why:	orving starr, who will sign the
Is this Grievance concerning Medical or Mental Health Services? No If yes, constitution of the specific sector of the services of the services.	ircle one: medical or mental
involved and how you were affected. (Please Print):	ate, place, name of personnel
A motest to the fact the Is BEING Bins without Facts or REASO	alding while tapt, and
TO BE PUT UP FOR A JOBCHANGE BY Classification Committee, we have Held my Class TO For the Part Silvare Al Brown the	HEN IN TACK I COMPUTE GOOD
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That ANY of them Held There Chass IC TOR SURS OR BETTER. I THE	El like I'm MORE DESCRING
AND SOME WHOM HAVE CENTRE BAND THE THEORY CONTROL HINDERS AND AND LOSSES	To The max chider Intestigation
About the Charles & Stor Quin #92509	6113 5:00 pm
D,	-
If you are harmed/threatened because of your use of the grievance process, report it imm THIS SECTION TO BE FILLED OUT BY STARE OF	ediately to the Warden or designee.
This form was received on (date) and determined to 1. St. 19	JNLY
C.1	(Yes or No) If was nome
of the person in that department receiving this form:	Date
PRINT STAFF NAME (PROBLEM SOLVER) ID Number Staff Signature Describe action tolon to reach the second staff Signature	ECEIVED 20-175
Describe action taken to resolve complaint, including dates:	Date Received
NC NC	JV 0 1 2013
The state of the s	RIEVANCE SUPERVISOR
INMATE GR	STRATION BUILDING
Starr Signature & Date Returned	
A THIS TOTHE WAS ICCCIVED (III 11) AN WANTED DIVERSION TO THE	ency? (Yes or No)
The Grievance.	Date: 10 0 1. 10
Action Taken: (Forwarded to Grievance Officer/Warden/Ot If forwarded, provide name of person receiving this form:	
DISTRIBUTION: YELLOW & PINK – Inmate Receipts; BLUE -Grievance Office to Inmate After Completion of Step One and Step Two.	eer; ORIGINAL-Given back



Whibet #

ACKNOWLEDGMENT OR REJECTION OF UNIT LEVEL GRIEVANCE

TO: Inmate Goodwin, Charles E.

FROM: Hill, Keeiyona M

DATE: 10/24/2013

ADC #: 092509B

TITLE: Administrative Specialist I GRIEVANCE #: EA-13-02048

Please be advised, I have received your Grievance dated $\underline{10/16/2013}$ on $\underline{10/23/2013}$.

Your grievance was rejected as either non-grievable, untimely, duplicative, frivolous, or vexations RECEIVED

Signature of Admin/strative Specialist

NOV 01 2013

CHECK ONE OF THE FOLLOWING

INMATE GRIEVANCE SUPERVISOR ADMINISTRATION BUILDING

- 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 (<u>Job Assignment unrelated to medical</u> restriction), 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.

Inmate Signature It's Simply Regneding (WARDEN EARL), AND A PROTEST to the TACT HE IS BEING BLAS WITHOUT Trets OR REASON, BY REFUSING to Allow me to be Blought up setore classification get Change, when In Fred Both, (major Conner) Building major, And my superstice (it. To Request For such. Both of whom, wanted and Attempted to Have me Brught Betile Classification ist was told (NO) by worder EARL, Futher more (worder EARL) Has UNDERMENED Administrative Directive (AR 802, AD -08-30) Eq. (1074) II, explanations Guidelises exist To ENSURE That Innotes ex Not Denied Class Promotion opportunities out to gob AVAILABILITY and to ENSURE CLASS PROMOTIONS ARE ided IN A UNIFORM MANNER. Pg (394) B. C. IT The Implies Supervisor thas Recommended The Innote FOR notion, The Inmote will appear Betwee the classification committee to Be considered for got and of REASSIGNMENT. This Clearly Prove that wonder Wolffed rolley, as well as administrative specialist! IGTT400 ms, KEELYONA M. HILL TOP PROCEEDING

Exhibit #3

UNIT LEVEL GRIEVANCE FORM (Attachment I)
Unit/Center E/A/R/U
Name Charles E. Goodwin GRIEVANCE/RECEIVED GRV. #EA-13-001
ADC# 92509 Brks # 8-40 Joh Assignment (MC 9013) Date Received U 19-10
10/25/13 (Date) STEP ONE: Informal Resolution EAST AR REGIONAL UNIT
10/28/13 (Date) STEP TWO: Formal Grievance (All complaints/concerns should first be handled informally,)
Policy AD-08-30 And It Flore by would to he would be to the work of the state of th
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 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
DRIEFLY State your one complaint/concern and he specific as to the complaint data also
mivoryed and now voll were affected (Please Print). 76/2 /20/21/2 care 1)
TWOCKMINAING OF MIMINISTRATIVE DIRECTIVE IK 802. AN-08-20 Policy to (1211) TEXODALIST
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Opportunities Duk to Gob Availability and to ENSURE class Promotions ARE Mandled In
A UNIFORM MANNER. Pg. (3044) B. (1. IT THE INMAKES SUPERVISOR HAS RECOMMENDED
The Township for thomotion, the Township will Append Before the Class Therefor
Committee to SE Considered for lob, And OR UNEY REASSIGNMENT (WARDEN CAR) IS BEING Bins without Factor Riason By Refusing to Mow me to be Blockful
REMORE Class Con Con of the RESING TO Allow ME to SE Slought up
Main Course Committee As Policy HAS Outlined when IN Incl. Both Building
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DISTRIBUTION: YELLOW & PINK - Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back

to Inmate After Completion of Stop One and Stop Transfer of Transfer o

to Inmate After Completion of Sten One and Sten Two

Attachment VI

FXhibil #4

INMATE NAME: Goodwin, Charles E.

ADC #: 092509

GRIEVANCE#:EA-13-02067

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

I have received your formal grievance dated 10/28/13 in reference to Deputy Warden Earl refusing to grant you a job change.

After reviewing all supporting documentation, I have determined that I concur with the Warden's response of no merit. Per AD 12-16, job assignments are non-grievable unless they are in violation of your medical restrictions. I do not find that you have been inappropriately assigned.

Appeal denied.

	17 M-		12,17.13
Director		Date	



IGTT410 3GS

INMATE NAME: Goodwin, Charles E.

ADC #: 092509B

GRIEVANCE #: <u>EA-13-02067</u>

WARDEN/CENTER SUPERVISOR'S DECISION

Inmate Goodwin, you grieve Deputy Ward denying you a job change. Deputy Ward undermining AR 802 and AD 08-30. Per medical restrictions. There is no merit in	en Earl stated he is not denying y 12-16, job changes are non-griev your complaint.	you a job change or yable unless in conflict with
Signature of Warden/Supervisor or Designee	PER 12-16, Job Assigna War	NEW BRE NON - CRIEVABLE, WO 11/4/3 Date
INMATE'S APPEAL		pore dus antique su gradutente a victo e espacional sus gratas habitativos a tri en viva de Arian (China viva di Vina viva viva di Vina viva viva di Vina viva vi
If you are not satisfied with this response, in the information requested below and made Director along with the Unit Level Grievand original grievance. Do not list additional is not be addressed. Your appeal statement is	ailing it to the appropriate Chief I ce Form. Keep in mind that you a sues, which are not part of your o	Deputy/Deputy/Assistant re appealing the decision to the priginal grievance as they will
WHY DO YOU DISAGREE WITH THE ABOVE WITH SEPTOUS disciplinary MEE FOR LIVE	y histories and	my being disciple-
inmale, under Al #832 Ind every other Qualifie Portunity at available	al inmake should be	ert shows that I
the discriminate manner in sues on p. p. 26-3 of AD 1.	S RETALIATION, make	Ng the Mnon-gravable"
Inmate Signature	ADC#	
Aus, deputy warden's act. Conduct Standards, at #10 Freatment and #1303) - 11	n)-professionalismi	#12(a) discourfects

NOV 1 2 2013

EXhibif#6

UNIT LEVEL GRIEVANCE FORM (Attachment I)		
	RIEVANCE/RECEIVED	FOR OFFICE USE ONLY
Name Charles & Gardan	NCT 9 0 2012	GRV. #
ADC# 92509 Brks # 8-40 Job Assignm	ent BKs. Poetice	Date Received: 10091
10/25/13 (Date) STEP ONE: Informal Resolution	ST AR REGIONAL UNIT	GRV. Code #:
10/28/13 (Date) STEP TWO: Formal Grievance (All com	inlaints/concerns should	first he handled informally.)
if the Issue was not resolved during Step	One, state why: /h/s	IS NOT Amilt my
JOB ASSIGNMENT, BUT KNOWNER	ADP deliens	D-08-30 BF/010 1/1/6-()
(Date) EMERGENCY GRIEVANCE (An emergence of the control of th	gency situation is one in	which you may be subject to
a substantial risk of physical harm; emergency grievances a nature). If you marked yes, give this completed form to the	ire not for ordinary prot	olems that are not of a serious
attached emergency receipt. If an Emergency, state why:	designated problem-so	Diving staff, who will sign the
Is this Grievance concerning Medical or Mental Health Sen	vices? No If yes, c	ircle one: medical or mental
EXILE State your one complaint/concern and be specifi	ic as to the complaint, d	late place name of personnel
involved and now you were affected. (Please Print): This	GRIENANDE TE DI	Egreving A PREVIOUS
CARLEVANCE WELFREN ON (10/16/2013) (# EA -13 Adainistentive Specialist 1, Ms. KEEINONA	-02048) which	Was Rejected By
	,	20/2013, AS BEING NON-
GRIEVANCE # EA-13-02048 (VENOW COOK) DA	MEdical RESTRIC	tion of when In tact,
Underminding of Policy AR-802, AD-0		(Feel) and The
About my Job AssigNment (BUNG A BX		To about insolver incl)
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WARDEN EARL DISREGARDING AD-08-030 POTEY BY RE 49100 BOTH MY SUPERISON (Et. Ethery) AND (BUNCHING	Stusing me to be o	CEN BY Classification Committee
Inmate Signature & Doodwin 92509	major CONNER WANTEC	25/13) me a shomothod lobechary
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If you are harmed/threatened because of your use of the grieva THIS SECTION TO BE FILE	FD OUT BY STAFE	nediately to the Warden or designee.
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of the person in that department receiving this form:		Date
SGT. PHARK 63937 Sef.	11 kan	10-28-2013
PRINT STAFF NAME (PROBLEM SOLVER) ID Number Staff Si	gnature	Date Received
Describe action taken to resolve complaint, including dates	1000 (35)(qn)	ments are non
CONCIED DOMAINE DE LA TIME	CON COCIO	
That 60 (10/10 10034) Office	of volument	Cuir IIII
JOD ('NCINCIE: St. 18h 10/28/13	a Constituted	H 9250h 10/18/12
Staff/Signature & Date Refurned	Inmate Signature & Ba	te Received
This form was received on 10-28-13 (date), pursuant to St	tep Two. Is it an Emerg	gency? 1/2 (Yes or No).
Staff Who Received Step Two Grievance: 527 Pilaur	NOV 1 2 2013	Date: 10-28 2017
Action Taken: Ferward To Chievance (Forwarded to Griev	vance Officer/Warden/C	Other) Date
If forwarded, provide name of person receiving this form:	MINMATE SERIEVANCE SUPE	Date: 10-28-2013
	ADMINISTRATION BUIL	10

DISTRIBUTION: YELLOW & PINK - Inmate Receipts; BLUE-Grievance Officer; ORIGINAL-Given back

to Inmate After Completion of Step One and Step Two

3GS

Page 1 of 1

INMATE NAME: Goodwin, Charles E.

ADC #: 092509B

GRIEVANCE #: EA-13-02066

WARDEN/CENTER SUPERVISOR'S DECISION

Fyhibit #

Inmate Goodwin, you grieve Ms. K. Hill did not properly read your grievance and rejected it as a complaint about job assignment. Your complaint is noted. Ms. Hill, Administrative Specialist I, stated job assignments are non-grievable and the grievance you are referencing do not concern or states Warden Earl undermining policy but instead he and others refuse to give you a job. After reviewing the grievance, you were grieving your job assignment by wanting it changed and it was not related to a medical restrictions. I find no merit in your complaint.

Signature of Warden/Supervisor or Designee

W And Title

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? my Interance, but also the failure of conas a public official. One does form in order , Inmate Signature ADC# Date

RECEIVED

NOV 1 2 2013

INMATE GRIEVANCE SUPERVISOR ADMINISTRATION BUILDING

IGTT430 3GD

Attachment VI

INMATE NAME: Goodwin, Charles E.

ADC #: 092509

GRIEVANCE#:EA-13-02066

CHIEF DEPUTY/DEPUTY/ASSISTANT DIRECTOR'S DECISION

I have received your formal grievance dated 10/28/13 in reference to Deputy Warden Earl refusing to grant you a job change.

After reviewing all supporting documentation, I have determined that I concur with the Warden's response of no merit. Per AD 12-16, job assignments are non-grievable unless they are in violation of your medical restrictions. I do not find that you have been inappropriately assigned.

Appeal denied.

17 M 7	
,	12,17.13
Director	Date

Page 2 of 4

1. Absconders

An inmate on parole or transfer who absconds from supervision will be reduced to Class IV status on the date of abscond until return to custody (date warrant served).

- a. When the warrant is served, the inmate will be placed in the class status prior to the abscond and will remain this class until the revocation hearing is held.
- b. An inmate who absconds supervision prior to the implementation of Class I-P status, effective 12-11-90, will be returned from abscond with an upgrade to Class I-P status effective on the date of return.

2. Parole/Transfer

Violators who have picked up new time on release, and a parole/transfer will maintain a Class I-P or transfer status until his or her return to the Department of Correction.

- a. A parole/transfer that waived his or her hearing, and class is not stipulated by the hearing officer, will remain in the present class status until received by the Arkansas Department of Correction.
- 3. Violators returned from Act 492 (Boot Camp) will remain in their present class status until their revocation hearing is reviewed by the Disciplinary Hearing Office, and class status will be adjusted accordingly. If no disciplinary action is taken, the inmate will appear before the Unit Classification Committee as soon as possible for administrative reduction to Class II.
- 4. Upon reception of parole or transfer violators to the Department of Correction, the intake units shall be responsible for verifying with the area parole officers that all time computation changes have been completed.

B. Initial Assignment

1. Inmates will remain in Class II status during their first 60 days on their initial assignment unless appropriate disciplinary action has been taken.

Page 3 of 4

At the end of the 60 days, if the inmate's supervisor has recommended the inmate for promotion, the inmate will appear before the classification committee to be considered for job and or unit reassignment.

 If the inmate is placed in a job other than his or her initial assignment, the inmate will be promoted to Class I status per classification guidelines.

If the inmate refuses the job and/or unit assignment, the inmate will be placed back on his or her initial assignment and will remain in Class II status until appropriately reclassified.

- 3. If there is no job available that is suitable for the inmate as determined, the inmate will be promoted to Class I and assigned to the next available opening of a specific job assignment.
 - a. The inmate will then be returned to his or her present assignment and his or her name will be placed on a list and should fill the next vacancy that occurs in that particular job.
 - b. If this act occurs, the inmate may not have to reappear before the classification committee but can simply be placed in the job by the classification officer when the opening becomes available.

C. Disciplinary Action

- 1. If an inmate loses his or her job as a result of disciplinary action and is returned to an initial assignment and then regains Class II status and a promotion recommendation from the supervisor, the inmate can be placed in the job but may have to wait 30 days before becoming eligible for Class I unless the job assignment is a Class I-A or I-B.
- 2. If the inmate subsequently loses that job due to disciplinary action again, the next time the inmate is placed in the job after regaining Class II the inmate may have to wait 60 days before becoming eligible for Class I.
- 3. The classification committee may add 30-day increments each time the inmate loses a job as a result of disciplinary action.

EXHEBE +#11.

10, All Wardens & Ms. P. BREEN

East Arkansas Region	al Unit Inmate Request Form
Inmate Name (Please Print):	ar ome rimate Request Form
Charles Gondania	ADC #: 92509
Housing assignment: Bh32 GT Class	: /-C Job Assignment: Rkg D /
Salate of Control of the Control of	The state of the s
Classification	opriate box for area of concern:
☐ Mail	☐ Law Library
☐ Personal Hygiene	☐ EARU Staff
☐ Parole	□ Visitation
☐ Mental Health ()	□ Commissary
☐ Medical / Infirmary	□ Property
☐ Bookkeeping (Inmate Money)	☐ Job Assignment
☐ GTL Phone System	☐ Housing Assignment ☐ Other ### (Care Cook)
	Other Mill Wardenge Classification
Staff request to:	M C Office: /
Please give a detailed summary regarding your requ	110 60 000
	Jest:
the desuty warden Earl wa	ats to comment winds
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attempt to receive the chance	to an in the Clara I lack
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1190 110110	ate this, Thank you
Have you previously spoken with any staff regarding if yes, please state who:	your request: (Circle One) YES// NO
Inmate Signature:	Canal Date: VRY TUS
M ()	An alana
a and win	- 71 92509 11/7/2013
Staff Responding:	VRITE BELOW THIS LINE
	Date:
I have reviewed your request and here is my finding	g:
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	a la company of the c
THE VILLE ON THE	nn y for
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CONTRACTOR NOTE	AR-802 ANOF The Policy FOR
	AR-802, AD-08-30 OR'
	100
am referring this request to:	I consider this issue:
	Resolved
Staff Signature:	Not Resolved
the leaven	1119 2019

Exhibit 12



Arkansas Department of Correction

Director's Office PO Box 8707 Pine Bluff, AR 71611-8707 Phone: 870-267-6999

Fax: 870-267-6258 www.adc.arkansas.gov

ADMINISTRATIVE DIRECTIVE

SUBJECT: Class Status

NUMBER: 13-130

SUPERSEDES: 08-30

APPLICABILITY: To all employees, especially those involved in the classification

of inmates, inmate records staff; and all inmates

REFERENCE: AR 802

PAGE 1 of 4

APPROVED: Original signed by Ray Hobbs

EFFECTIVE DATE: 11/22/2013

I. **POLICY:**

It shall be the policy of the Department of Correction to place inmates in a class status that is commensurate with custody considerations and programmatic goals.

II. **EXPLANATION:**

Guidelines exist to ensure that inmates are not denied class promotion opportunities due to job availability and to ensure class promotions are handled in a-uniform-manner.

III. PROCEDURE:

Upon their arrival to the Department of Correction, all inmates will be placed in Class II status unless the inmate is being returned as the result of disciplinary action and has been reduced below Class II status.

New Commitments and Violators A.

The following procedures will be utilized in determining inmates' class status upon their reception:

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

EDWARD GOODWIN (ADC 092509)

CLAIMANT

V.

NO. 14-0619-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

Cost Center: HCA0100

c. Internal Order:

340301

Fund Center: 509 d.

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

Arkansas State Claims Commission

FEB 26 2014

RECEIVED

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 25 day of 4 day of 2014, on the Claimant by placing a copy of the same in the U. S. Mail, regular postage to:

Edward Goodwin (ADC 092509) East Arkansas Regional Unit PO Box 180 Brickeys, AR 72320-0180

State Claims Commission

RECEIVED

BEFORE THE ARKANSAS STATE CLAIMS COMMISSION

EDWARD GOODWIN (ADC #092509)

V.

NO. 14-0619-CC

ARKANSAS DEPARTMENT OF CORRECTION

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 that on October 16, 2013, Respondent failed to follow procedures. He seeks \$1,500.00 in damages. Claimant has failed to state a claim upon which relief can be granted and the claim should be dismissed under ARCP Rule 12(b)(6).
- 2. Claimant alleges that he was not allowed to be moved from barracks porter to the buffing crew by Warden Earl. Warden Earl would testify that this is correct. He had no vacancies on the crew and that Claimant had a past contraband charge and he would not have given him the job if there was an opening.
- 3. Claimant states that he was not allowed to go before the classification committee which is his right. He directs the claims commission's attention to AD13-130 Class Status and notes "Initial Assignment." This is not Claimant's initial assignment. He was assigned to the clothing room at Cummins in August of 2007, hoe squad in March of 2008, Inside Lawn in June of 2008 and 2010 at MSU, Laundry in July of 2010 at EARU and assigned to Barracks Porter on October 11, 2011.
- 4. Claimant appeared before the classification committee on August 12, 2013, less than two months prior to this date, and stated that he had no problems or concerns. He had an opportunity then to address any change in his job if he had wanted one. As a Good Time Class 1-C inmate, he does not have to appear before Classification every 30 days like inmates who are serving time in isolation. Claimant can request a meeting with the classification committee. Claimant was seen by Classification on March 14, 2014, and given a job change to Inside Lawn.
 - 5. Respondent moves that the commission dismiss this claim.

WHEREFORE, for the reasons stated about and the evidence submitted, the Claims filed must be dismissed.

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

EDWARD GOODWIN (ADC #092509) MSU 2501 STATE FARM ROAD TUCKER, AR 72168

LISA MILLS WILKINS Ark. Bar #87190

BEFORE THE ARKANSIAS STATE Chians Commission Clainany Edward C. Goodwin (ADC, #92509) NO.14-0619-CC ARKANSIAS DEPT. Of CORRECTION RESPONDENS State Clolins Commission Objection To Respondents Motion To Dismiss MAY 09 2014 OF COMES NOW THE Claimant, Edward C. Goodwen A2519, And For The Objection For Respondents Motions To Diemies, Status and Responde as Jollows: 1. RESPONDENT, Did REFLER ME TO BE SEEN by Classification Committee, Distregardes Policy PROPACOL, AND I Can Prove that This Policy Was In fact Underenied by (WARDER EARC). 2. Respondent was Right about INMARE Edward Gordon #92509, NO P Seing Allowed To Be Moder From BARRACKS PORTER TO THE SIFFER CREW SIL WARDEN EARL) Seef Failed to State that Job Charge Was Request by my (Sepervisor 24. Etherly) And I Can hove this to be So. Further More, My Supervisor would there Not GONE TO The Classification Officer at E/A/R/U, and (NAROLEN) EARL) short gulling me up for destition for A Job on Buffing CREW IT IT WAS NO VACENCIES. 20

RESPONDENT'S CLAIM OF GAST CONTRIBUSED

CHARGE, AND STATEME THE CONTRIBUTED THE GAB

THAT HE WOULDN'T HAVE CHIEN ME THE GAB

THE WAS AN IDENTIFY, DECRUSE OF POST

CONTRADAND CHARGE, IS IN-TRUE, AND

THERE IS NO CHARGE OF POST CONTRADAND

TO MY (RECORD), AND RESPONDENT CAN'T

Show The Claims Commission This Outergrous

Accusation. Respondent has Desproved at

This powil by the above mention statement

Regarding Contradand Charge. In Atlengating

To Charlemine my Character.

3. RESPONDENT IS CORRECT, Stating that Chairmost states that I was not allowed to Go Betwee the chassifications Committee which Is my light. However, lespondent Is now they to Imply that my past Gob assignments from 2004 their Oct. 11, 2011 (which Is I Therefore to The Issue of my claim) has something to Do with me not been able to have any Validity.

4. Respondent Is Correct about me appearing Setore the Classition Committee as Aug 12, 2013 For AN ANNUAL REVIEW which Is Held Mearly Tox All Townshes, And yes, At that Time I situal That I had no problems or Concerns.

(2075

my Supervisor (It etherly) what Talked with me strut a Job Charge / Romation Would Mark relders the merther befores Classification Committee. Futher more, Regnadless of the above mention, the FACT IS, my Supervisor (It wherey) Took ME with the To Classification officer Me Creens Office ON Oct. 16 /2013, and polece there To put me on USE The Classification for that week and (the) m3. Cacen/locker Close therton officer Topmed my Superstock (El, Etherly) that she Dall have a Rusten with It, but, It would finest hour To be classed through on by (whoden enel), Which was of the Time went to my Superunson (I. Thirty) or well as myself. That Is not the gelley when A Buperison pert up has Tomale for A Job change for Minolin And RESPONDENT RADOUS That. And I DIN IN mel, by Request which Is Exhibit #11 Ask to be Reconsidered for that Job ON HOOK CLEW TO All wonders And Chass Pication Officer ms. GREEN/DAVIS'. Dated 1/4/2013 And Responded To ON (11/12/13). RESpondent Stated Also that Claimant was BEEN By Classification on March 14th 2014 And Given A Dob Change To Inside lawn. But, (3045

Failed to State In there motion to Dismiss, that much 14, 2014 I was SEEN By Closes/Healin And Chris A Job Change To Justick I mund, BECOMETE I was then of parties the Tof The Dept. of Consections After Bring TRANS TERED From E/A/R/W Where I filed my alim. Kespondent Is Thylne To Againty Mistered the chins Committee by MAKING If Been 18 Though DI was SEEN Sy Chass Freation Af E/A/R/U ON MARCH 14, 2014 And Chires of Job Change, Hoping To PERSUNDE Claims Committee to Dismiss Claimonts Clain. I HAVE BEEN OF TUCKER MAN UNIT SiNCE MARCH 12, 2014, AND WASN'S GIVEN A Dob By Chros/ Pleation the HERE At TWEEKER MAX UNIT Clastic MARCH 19 to 2014. And That gob war In met Inside Iman. I lest E/A/44 MARCH 12 12 2014 Christication Is not thetel HERE ON Fridays (MARCH 14 to 2014) 11KE RESpondent Stated, Only ON Mensdays HERE. I was skew mach 19 # 2014. 5. Claiment noves that The Commission HAVE AN ORAL HEARING SO That TESTIMONES AND EVIDENCE CON DE PRESENTES TO REFILE The Positions of the Respondent (4 of 5

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I show Allerdy Informed your office, that I Do wish to Attend a Mercing Regaling my claim.

where fore, fer the Renson's Africal Ins mej Objection to Respondents mothers to Dismiss, the chains Tiled should be thened, and NOT Dismissed

RESPECTFULLET SUBMETHED,
MR. Edward C. Goodwho #1950?
Maximum Becculity Unit T
DS01 State Farm Road
Tucker, Arkansas, 72168

State Claims Commission

MAY 09 2014

RECEIVED

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30/3

STATE CLAIMS COMMISSION DOCKET OPINION

1,500.00 Amount of Claim \$	_		Claim No.	14-0619-CC
Edward Charles Goodwin, #092509	Claimant	Attorneys Pro se	e	
vs.	Orannant			Claimant
Department of Correction	Respondent	Lisa	Wilkins, Attorney	
State of Arkansas	. Kespondent			Respondent
Date Filed February 13, 2014		Type of Claim _	Failure to Follow Pro	ocedure

FINDING OF FACTS

The Claims Commission hereby unanimously granted the Respondent's "Motion to Dismiss" for reasons set forth in paragraphs 2-5 contained in the motion. Therefore, this claim is hereby unanimously denied and dismissed.

(See Back of Opinion Form

CONCLUSION

The Claims Commission hereby unanimously granted the Respondent's "Motion to Dismiss" for reasons set forth in paragraphs 2-5 contained in the motion. Therefore, this claim is hereby unanimously denied and dismissed.

Date of Hearing	June 12, 2014			* # # # # # # # # # # # # # # # # # # #	
Date of Disposition	June 12, 2014		Full Sill Party	I man	Chairn Ser Commissio
			-		Commissio



**Appeal of any final Claims Commission decision is only to the Arkansas General Assembly as provided by Bot #2

Défore The Hekansas s'hate Claims Commission

Edward C. Goodwin (ADC 492509)

No. 14-0619-CC

ARKANSAS DEPT. OF CORREction

RESPONDENT

RE

Claimant's Motion FOR RECONSIDERATION
OF Claims Commission Decisions

Comes Now The Claimant, Edward C. Goodwin (ADC #92509), And For Its Mothen For Reconsideration of Claims Commission Dicision, States And Responds as Follows:

C1. ON JUNE 12, 2014, The Claims Commission Uninimensity
GRANTED THE RESPONDENTS "Motion To Dismiss" FOR
REASONS! S'ET FORTH IN PARAGRAPHS 2-5 CONTAÎNED

IN THE MOTION AND THERE FORE UNINEMOUSH DENOTED

AND DISMISSED MY CHÂM, WITHOUT RESPONDENT EVER

RESPONDENT TO MY "MOTION FOR MISWERS TO

INTERROGRAPHIES AND REQUEST FOR PRODUCTION OF

FILED STAMPED BY HERMSON 3 for Claims Commission

Office May 35th 2011.

RESPONDENT WAS PROVIDED A COPY AS WELL.

And Motion For Answers to Internograbilities Would Contest and Return the Positions of the Respondent and Its "Motion To Dismiss", Set Forth IN Prengaging 2-5

Contained In the motion.

(Claimant), Received a letter From "Ack. State Claims Commission," Director: Me Norman C. Hoodges.

"Mr. Hoodges nowested me that the Respondent was Dispirling Ciability In An "Answer" Filed on my Claim. And that the better Does not Deal with Any motions, Descovery Request or other

Het, Stated when linbility Is Contested

By the Respondent, the Only Atleantative available

To the Claimant, Is To Appear Before the State

Claims Commission at an Oral Herning, Bo

Refuse the Position of the Respondent.

(See Exhibit #1)

IN A Timely MANNER, I, (Claimant), Note tied The office of Claims Commission That I wish to Afferd A BASI HEARING ON my Claim IN Whiting, within Fither (15) Chender Days From the Oak of Feb. 26, 2014 AND WAS IN FORMED A HEARING WOULD BE ARRANGED. HOWEVER, A HEARING WAS HELD PUNE 12, 2014 IN (Claiman fis) AbsENT, DEPRIVING ME The Opportunity of DETENDING MYBE14, AS WELL AS DEE PROCESS. Both Parties within This Claim Chould Have BEEN EQUAL, AND THE BURDEN OF PROOF BEYOND A REASONABLE doubt, should be Given To RESPONDENT AS WELL AS CLAIMANT. QUELAS Innotes within the Department of Concelians, Stagg Employees also have Policy Procedure Within The Department of Connections to Follow. RESPONDENTS' Motion To Dismiss', Is without ANY MERIT. And Chins Commission Held A HEARING ON GUNE 12, 2014

28

EMANTENG KESPONDENTS "Motion To Dismiss" without All The Facts, Documents, being mesented and Without (Claimant) BEING RESENT AS WELL. RESPONDENT HAD PLENTY OF TIME TO RESPOND To Claimants "Motion for Answers To Intereogrationies AND REQUESIF FOR PRODUCTION OF DOCUMENTS! Claimant this Followed the Rules Set Forth By the Chins Commission, And Filing Timely Motions for my claim as well. And Respondent Should be theld accountable For these Failure Of Not Responding to my "Motion" And Request For Moduction of Documents." Claimant Believes That Claims Commission would HAVE HAD A BETHER VIEW OF MY Chim, And A To tally Di Herent our lone and any and all Documentéel évidence Been Messented. Rule 1.9 Duffies of the Oleicher (b) The Director Shall PREPARE The Docker of Claims To be Considered by the Commission and Shall, IT All Possible, Notity all parties of Record of the Time, DAKE, And Mace of HEARING ON A Conferred

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6.

Claim NOT less Than TEN (10) Days Paloc To The Date of Buch Henring. In most INSTANCES, The Director will afterpost to Notity All garties at least two (2) months IN AdvANCE WHEN A Chim will be Docketed FOR HERRING SEFORE THE Commission. (C)- The Derector or my member of the Commission Shall Anve the Authority To Administer Oaths, To Subspecing withesses, To Examine my Books, Deciments of Records That may be Relevant to my Proceeding BEFORE The Commission and To Require The moduletion of my such motionis. Chimant Believes Rule 2.3 Filing of Motions ATHER HEARING ON MERIES OF China Is schooled) Unless The Commission Directs otherwise, All Motions filed by the Praties After A HERRING HAS SEEN Scheduled Shall BE Filed at least FOOTHERN(15) CARENDAR DAYS PRIOR TO THE DATE Of AEARENG. "Should Not Apply To Chiment DECAUSE THE CHAMMAN WAS NEVER IN FORMED 07 A SET HERENG DATED OF GONE D10014 (5078)

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By The Commission. Had Chained Seed

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Year 12, 2014 Chained would Have

PREPARED, And Townsoled Last "Mation" by

Chained "For med Answers to Interespetates

And Request for Modulation of Documents."

For Timely and Prepar Filing.

Chimal would like to Direct Commissions 69. Afterlier to Rule 3.1 Nother of Mening on Mexits of Cham (Not Motions). As well As Rule 4.2 ME-HERRING CONTENENCES, AND Rule 4.3 Appearancés. Rule 7.1 KE-HEARING / RECONSIDERATION RULE 8,1 Application of Rules of Civil Procedure (B) (10. Clamant noves that the Commission, For REASONS' STATED IN MY MOTION FOR RECONSIDERATION of Claims Commission Decision, REVERSE-

Its' Findings of Trets And Conclusion

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(6078)

Where Fore, Unions of Chim Filed Should Not be Overnessed

RESPECTANCY Semboni Hed

MR. Edward C. Goodwin 42509

MAXIMUM Security Whit

2501 State From Rd,

Tucker, Advasins, 72168

2501 State FARM Kol Tucker, ARKANSASI. 72168

CERTIFICATE OF SERVICE

I leasery that a lopy of the above Plending Has been Served this 23rd Day of May, 2014 On the Below Respondent by Placing a long of the Same In the U.S. MAIL, Regular Jostage To:

ATTORNEY SUPERVISOR LiSA Mills Wilkins ALC. SAR #87190 J.O. BOX 8707 Pine BUTT, ALKANSAS. 71611

STATE CLAIMS CON		Τ
Amount of Claim \$		14-0619-CC
	Attorneys	
Edward Charles Goodwin, #092509 Claimant	Pro se	Claimant
vs.		
Department of Correction	Lisa Wilkins,	
State of Arkansas Respondent	<u> </u>	Respondent
Date Filed February 13, 2014	Type of ClaimFailure	e to Follow Procedure
FINDING O	F FACTS	
The Claims Commission hereby unani Reconsideration" as the Claimant provided no Commissions June 12, 2014, order remains in	new evidence to his claim.	

IT IS SO ORDERED.

(See Back of Opinion Form)

CONCLUSION

The Claims Commission hereby unanimously denies the Claimant's "Motion for Reconsideration" as the Claimant provided no new evidence to his claim. Therefore, the Commissions June 12, 2014, order remains in effect.

July 10, 2014

Date of Hearing _					
	July 10,	2014		Hitaura	
Date of Disposition	*		 100	Sill James	Chairman
	12			Rome	Commissioner
			r.		Commissioner

BEFORE THE MEXANSIAS STATE Claims Commission

Edward C. Goodwin (Moc # 92509)

V.

No. 14-0619-CC

Mexins Dept. of Connection

Respondent

Notice of Appeal of the Decision State Claims Commission,
To the GENERAL ASSIEMBLY

RECEIVED

Comes Now the Claimant, Edward C. Goodwin (ADC 492509),
And FOR Its "Notice of Appent of the Decision To
The General Assembly;" States as follows:

1. In the Above-Styled Claim, within Twenty (20)

Days! A HER Commission Reconsideration OR Denial

OF the "Motion for Reconsideration, Tile with

The Commission A "Notice of appeal of the

Decision to the General Assembly"

2. Appeal of Any Junal Chinas Commission Decision

IS ONLY TO THE ARKANERS GENERAL ASSEMBLY AS

PROVIDED BY ACT #33 OF 1997 AND AS POUNCE IN

Mikansas lock Annotated & 19-10-211. As AN ARM

OF the 3tate legislature, The Commission's Findings

AND DECISIONS ARE SUBject ONLY TO REVIEW BY THE

GENERAL ASSEMBLY. A JUNAL AND BINDING DECISION OF

THE Commission Can ONLY BE Appealed TO The GENERAL

ASSEMBLY TO BE REVERSED, Amended, OR Returned JAR REVIEW.

Where fore, Fire the Rensons Sinted In my
"Notice of appeal of Decession to the General
Assembly." Chaimant mays that General
Assembly Reverses Unins Commission Decession
Edenting Chaimants Colain.

Respect fully Summitted
Mr. Edward C. Goodwin 49509
Malimum Geowally whist
JSOI Blate Fran Rol.
Tueker, Allmans. 72168

Arkansas State Claims Commission JUL **2 1** 2014

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