

Regional Appeal of Remedy # 897721
Seizure of book, opening toilets in Food Service, etc.

- 1) BP9 - all remaining pages
- 2) Attachment to BP9
- 3) Warden's response - 2 pages
- 4) Improvised Request to Staff - 2 pages
- 5) Inmate Request to Staff - on standard Form
- 6) Improvised Request to Staff asking Administrative Remedy Coordinator Ms. C. Edge to provide a completed copy of the BPS Documentation of Informal Resolution
- 7) Rejection notice by Ms. C. Edge, ARC
- 8) BP10 Regional Appeal - 4 copies

REQUEST FOR ADMINISTRATIVE REMEDY

Type or use ball-point pen. If attachments are needed, submit four copies. Additional instructions on reverse.

From: Stilley, Oscar A. 10579-062 Eva-2 Oakdale-1
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

Part A- INMATE REQUEST

Seizure of book, opening toilets in Food Service. Toilets are essential. Please let me send the book to the law library, if nothing else. How can you plead "fire hazard" when Food Service doors are routinely locked in violation of fire code?! Also, Food Service maintains totally BOBUS records of SAFETY training! You identify no legitimate security concern. That's not the REAL reason for obstructing education & learning. I have written more in my attached continuation page, but far less than I could. Please reverse & let me help you make this an effective correctional environment

1-27-17
DATE

Oscar Stilley
SIGNATURE OF REQUESTER

Part B- RESPONSE

DATE

WARDEN OR REGIONAL DIRECTOR

If dissatisfied with this response, you may appeal to the Regional Director. Your appeal must be received in the Regional Office within 20 calendar days of the date of this response.

ORIGINAL: RETURN TO INMATE

CASE NUMBER: _____

CASE NUMBER: _____

Part C- RECEIPT

Return to: _____
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

SUBJECT: _____

DATE

RECIPIENT'S SIGNATURE (STAFF MEMBER)



TRULINCS 10579062 - STILLEY, OSCAR AMOS - Unit: OAK-E-B

FROM: 10579062

TO:

SUBJECT: ADM_BookToiletsLibEtcBP9Attach

DATE: 01/30/2017 10:40:07 AM

ATTACHMENT TO BP9 APPEAL REGARDING BOOK, TOILETS IN FOOD SERVICE, LIBRARIES, ETC.

After two tries I finally got a response delivered with what appears to be your signature on it, dated 1-17-17. You use the passive voice to say "...mail room staff sought further guidance where it was determined you are not allowed to possess this book." You do not identify who made this decision, or the source of the prohibition. Much later, after my complaint, I got a belated BP-A0328, notice of seizure, which was likewise short on detail.

You do not explain how the law library can have a copy of this volume, (National Directory of Law Enforcement Administrators) but I can't, despite your knowledge that I intended to put my book in the law library. When you respond to this BP9, can you cite your authority, and explain how the law has changed since the publication date of our tattered volume? If somebody provided "guidance" it must have been on the basis of SOMETHING, even if that something was mere personal opinion, spite, or malice. How else do I argue to Regional that the decision was insufficiently supported and thus a 1st Amendment violation? You are denying all the inmates on this compound ACCESS to the names and addresses of LAW ENFORCEMENT ADMINISTRATORS who are mostly ELECTED OFFICIALS, coming into office at ANY TIME IN THIS MILLENNIUM! It is no answer that we can ask staff for the information - they can't even keep up with the basics that go along with their job titles, as you can see in the following paragraph, along with other administrative remedy requests that you can be sure will be forthcoming if the war on educational opportunity continues.

Returning this book to the sender was part and parcel of a pattern and practice of obstructing inmates' reasonable access to the courts, as well as educational opportunity. I can see in the library that we have virtually no paper, we haven't had manila envelopes for month, pay for the best and brightest law library personnel has been cut to the bone, (along with a lot of cutting remarks) we are denied ACCESS to basic educational supplies, etc., whether by purchase or as free supplies.

You say that "The restrooms located in Food Service are for the Food Service inmate workers and not for General Population use." However, Program Statement (PS) 4700.06 (Food Service Manual) Ch. 11, Food Safety-Equipment, paragraph j., says "TOILET ROOMS. Toilet rooms will conveniently located and accessible to staff AND INMATES during all hours of operation." (Emphasis added). According to Anderson v. Smith, 697 F.2d 239, 240 (8th Cir. 1983) (citing Wolff v. McDonnell, 418 US 539, 557 ((1974) "An inmate is entitled to expect the Bureau of Prisons to follow its own policies." Actually, you claim that the toilets are for the staff workers, but they don't even have access for themselves during mealtimes. So what gives - the US Supreme Court & the PS, or your response to my cop-out?

You say that the "current rated capacity for seating in the main library area is 30. There are currently 30 seats in the main library area." That's pretty rich. I complained that Ms. Wilson won't cite her legal authority, and you FOLLOW SUIT! Plus, even if there is such a rule, how is it that you blithely overcrowd the housing units by close to double rated capacity, yet suddenly acquire a conscience when it comes to THE LIBRARY! Plus, I have repeatedly spoken peaceably with Ms. Wilson, respectfully asking her to give us more table space, so we can spread out and do work. The last word (just recently) was a hostile response to the effect of "nothing doing." However, she DOES run around the library suspiciously interrogating the inmates, looking for someone, ANYONE, without a SPECIFIC seat, so she can unceremoniously throw them out of the library.

Furthermore, you make a complete mockery of the ACA Standards and Expected Practices, incorporated into the PS by reference, see PS 1600.09 Chapter 1.(A.) Administration, even when it is EASILY within your power to comply. Not only do you have the power to give liberal halfway house and home confinement to ameliorate overcrowding, you could open up the dayrooms and toilets that are now locked. If the central library is too small, why no mini-libraries in the housing units?

You say that funding is no longer provided for the purchase of microwaves, and that donations are not allowed. Apparently you have also repealed both 18 USC 4044 and PS 1350.03, (Donations, Acceptance of) which clearly provides for donations to be accepted. BTW, how is it that T. Ardouin (sp?) was able to intimidate me into "donating" a 3 ring binder that I very much wanted to keep, on 9-10-15, BUT I hit a brick wall when I try to donate computers, printers, Ibico combs, etc? This is further indicia that the lawlessness outlined herein has nothing to do with budgetary limitations, and everything to do with a studied indifference to the rights of inmates and reasonable expectations of the taxpayers.

In addition to the book seized and returned, I want to donate 1) Federal Criminal Code and Rules, 2) BNA Directory of State and Federal Courts, Judges, and Clerks, 3) Criminal and Traffic Law Manuals, and Blue Books (directories of licensed attorneys) for both Arkansas and Louisiana and perhaps other states. The first 2 listed volumes are currently stocked - they're just ancient and worn out. In your response, please tell me which of these I will be allowed to receive, which will be rejected, your reasons, and the legal authority upon which you rely. I won't sue over matters upon which we agree.

Lastly, you claim that there are no computers on pallets, even though Ms. Wilson told me that there were. Your written representations are consistent with my previous suggestion that the computers have been stolen, and that the proper authorities are unwilling to investigate and punish the theft, or even exact monetary restitution. If this is not true, please give me a full and fair rendition of your version of events, in your response to this BP9.

You have no friend on this compound like Oscar Stilley. I would like nothing better than to make you look good. If you give me a chance to do good things for you, I will make you proud. I'm looking forward to the opportunity.



U.S. Department of Justice
Federal Bureau of Prisons
Federal Correctional Complex

P. O. Box 5060
Oakdale, LA 71463

Name: Oscar Amos Stilley
Register Number: 10579-062
Housing Unit: Evangeline 2

RE: Inmate Request to Staff Member

This is in response to your Inmate Request to Staff Member received on December 6, 2016, at the Federal Correctional Complex (FCI I), Oakdale, Louisiana, in which you allege the following: seizure of a package; door locked on the restroom in Food Service; refusal of placing a mini-library in each housing unit; number of seats allowed in the library; microwares not provided for inmate use; and uninstalled computers.

On November 21, 2016, a book entitled National Directory of Law Enforcement Administrators, addressed to you, was received by the FCI I Oakdale mail room. To ensure possessing this book was not a violation of policy, mail room staff sought further guidance where it was determined you are not allowed to possess this book. Upon receipt of that guidance, you were issued a Stamps, Negotiable Instrument and Other Returned to Sender form (BP-A0328).

The restrooms located in Food Service are for the Food Service inmate workers and not for General Population use.

Mini libraries will not be located in the inmate housing areas because of fire hazards, contraband, and safety and security concerns.

The current rated capacity for seating in the main library area is 30. There are currently 30 seats in the main library area.

Funding is no longer provided for the purchase of inmate microwaves. Donations are not allowed. Requests for additional equipment are forwarded from the Warden through the Regional Trust Fund Administrator to the Chief of the Trust Fund Branch for consideration.

There are no computers on a pallet to be installed within this facility.

Oscar Amos Stilley
Reg. No. 10579-062
Page 2

I trust this response adequately addresses your concerns.



Calvin Johnson, Complex Warden
FCC Oakdale

1-17-17

Date

TRULINCS 10579062 - STILLEY, OSCAR AMOS - Unit: OAK-E-B

FROM: 10579062
TO:
SUBJECT: ADM_BookEtc
DATE: 11/30/2016 12:46:44 PM

IMPROVISED REQUEST TO STAFF - REGARDING BOOK SEIZED BY SIS, AND OTHER MATTERS

TO: Mailroom Supervisor Mr. M. Clayton; J. Droddy, CSO (unknown acronym); Warden C. Johnson; Eva-2 Unit Manager Ms. Barker WITH ATTACHED BP-8 DOCUMENTATION OF INFORMAL RESOLUTION (for Ms. Barker only);
FROM: Oscar Amos Stilley, #10579-062, in Housing Unit Eva-2 WORK ASSIGNMENT: CCS PM
DATE: 11-30-2016

I prevailed upon a friend to send a recent version of a resource entitled National Directory of Law Enforcement Administrators, during the 1st week of November 2016. When the book hadn't shown up 2 weeks later, I submitted a cop-out to the Mailroom to inquire. I got the cop-out and a notice of seizure (BP-S328.058) back, both dated 11-21-16. The sender on 11-25-16 notified me that she had received the returned book.

The reason assigned for the seizure is that inmates are forbidden possession of this resource - the CONTENTS in the book are not authorized by the Warden. Content based restrictions are highly disfavored under 1st Amendment jurisprudence. Furthermore, this decision is rather peculiar since the Law Library has a copy of that very book, from the year 2001. Then again, the seizure is a clear and flagrant violation of the Program Statements concerning seizures of written materials, which requires that a written notice of seizure be PROMPTLY delivered to the inmate. The mailroom did not come close to following the Program Statements.

The question arises. What about a recent version of this reference work makes it objectionable, whereas an older version is acceptable? I didn't buy this resource for myself, but rather to DONATE to the law library, whereupon the ancient, tattered version can be tossed into the nearest trash can. Our law library maintains CONTACT INFORMATION for government offices and officials, some 15 years old! Once again this proves the old adage that "no good deed goes unpunished."

This book was just the first in a set of important books that I intended to acquire, for the benefit of the inmate population. Most of our law books are dreadfully out of date. Consider this suggestion. How about budgeting 1 penny per inmate per day for common reference works, principally legal and medical but also to include scientific and technical books, to the extent of availability of funds? Is that fair compensation for the hassle and the lost postage used to send the book? How about allowing me to troll Amazon and specialty websites to get the very best bargains, allocating enough shelf space for a suitable display? We currently have way too much shelf space devoted to mindless fiction, and far too little devoted to materials that serve the public interest of educating inmates, teaching manners and morals, etc. We can get slightly out of date resources (generally the version one version older than the most recent) and thus get perhaps 2 or 3 times as many reference works as would otherwise be the case.

This brings up a bigger issue. Oakdale-1 follows a lot of policies, as well as ad hoc decisions, that hurt the inmates while providing no discernible benefit to the DOJ-FBOP, the taxpayers, or the personnel at this prison. Consider the following short list of examples:

- 1) Locking the doors on the toilets in Food Service, the 2 sink-rooms in the housing units, the 2 cells in housing units that are designated as toilets, (only in some of the housing units) and the dayrooms in the housing units. I recently wrote a cop-out to various personnel, explaining that locking the toilets/washrooms in Food Service is a serious violation of the American Correctional Association (ACA) Standards and Expected Practices, the Program Statements, state and local health codes, etc. Locking the other doors referenced is part and parcel of the same mindset of lawlessness.
- 2) Refusing to allow inmates to have mini-libraries in the housing units, in one of the dayrooms, or some other suitable location. The fear of allowing industrious and responsible inmates learn or teach valuable skills is palpable.
- 3) Cutting back on seating at the library. Education Supervisor claims she has some rule that limits the number of people allowed in the library - all while refusing to let me see a copy. She acknowledged that we should get more table space for our library work, but that hasn't happened.
- 4) Neither providing microwave ovens out of inmate trust funds, nor allowing donation of microwaves for inmate use. This is just one of many items that Oakdale-1 refuses to supply, while refusing to allow civic minded citizens to donate enough of such items to supply the needs of the prison.

It is understandable that a prison administration might adopt policies that ADVANTAGE the administration or workers, while DISADVANTAGING the inmates. At least there is a trade-off in that situation. Perhaps the cost-benefit analysis, together with

other factors, militate in favor of the policy. But what is the logical reason for denying benefits where there is NO PERCEPTIBLE GAIN to the authorities who make and enforce rules and policies?

Oscar Stilley is not your enemy except to the extent that he is made one. Indeed, he offered to donate one of his kidneys in early September 2016. Sure, there are strings attached - for example resources essential for preserving the good health of the remaining kidney, and preventive maintenance for the kidneys of other inmates with kidney problems. That's vastly more to your benefit than his. Some 3 months later, on Tuesday, 11-29-16, Stilley talked to Health Services Administrator Ms. Howard about that, to discuss the best ways to make this a win-win situation for all involved, in light of bureaucratic restrictions and administrative limitations. The conclusion was that she had to have help from persons higher in the hierarchy than Ms. Howard - probably a multidisciplinary team.

How many inmates do you have with extensive legal experience AND substantial health knowledge, AND the willingness to use that to YOUR advantage, and to the advantage of the taxpayers that pay the bills? It is IN FACT to your advantage for inmates to get their legal "loose ends" scattered around the country, properly resolved - precisely the reason for purchasing the confiscated book. It is IN FACT to your advantage to achieve GOOD HEALTH in the inmate population while cutting down on costs, complaints, administrative remedies, etc. BTW, I can often procure for you the WAIVER of substantial tort claim liabilities, in exchange for what often amounts to trivial concessions to good health going forward, for the affected inmate. If that matters to you, let me know, and let me show you what I can do.

What I ask is scarcely a rounding error, compared to what I offer you. I have a list of needful law books, that I continue to work on acquiring. Indeed I just got an email to the effect that another one will be purchased, to be shipped to me. Book buying is one of the few things that I can (at least theoretically) do without permissions and co-operation from the staff. That is truly a sad commentary on the operation of this prison.

The buck stops with you, at this prison. You are the warden, the chief executive officer. It is your job to make this prison function in the way that is expected by the taxpayers. You are paid a large salary for this obligation. Yet the results produced by Oakdale-1 are atrocious, with miserable recidivism rates, poor education, and health outcomes that richly deserve severe criticism by policymakers and the taxpayers alike.

That of which I complain is part of a larger campaign - a war on education and learning. If that sounds harsh, consider the fact that this prison has had computers on pallets for over 3 years, bought SPECIFICALLY for installation in the housing units, to allow inmates to make video phone calls, learn typing, word processing, and other computer skills, etc. Despite repeated polite request, the computers are still on the pallets. I know of no effort underway to install these computers.

President Obama, the current as well as the next past US Attorney General, the last Director of the DOJ-FBOP, (I haven't seen a picture of Thomas Kane, the current Acting Director) as well as the warden of this prison, are all persons of color. I'm Caucasian. Yet despite a steady stream of conciliatory letters, tort claims, administrative requests, and other efforts, I've been stiff-armed with respect to nearly every effort I've made to ameliorate the harsh and counterproductive aspects of the incarceration of mostly black, brown, and/or socially disadvantaged persons in this prison. I hope you'll consider how you WOULD WANT TO BE TREATED if you were an inmate, rather than the CEO of the facility. Then consider that Yashua the Messiah counseled his followers to do unto others as they would have others do unto them. Run a little interference for me, so that I can practice the Golden Rule on your behalf. Please!

You have no friend in khakis like cash cow #10579-062, A/K/A Oscar Stilley. You have no friend so willing - indeed eager - to work smart and hard TO MAKE YOU LOOK GOOD. But I do need a little help - not just about a book that some faceless bureaucrat snatched up and returned to the sender, but about the larger issues going forward.


Can we talk? Perhaps we can achieve substantial benefits for both sides.

E2

TO: (Name and Title of Staff Member) Mail Room	DATE: 11-17-16
FROM: Oscar Stille	REGISTER NO.: 10579-062
WORK ASSIGNMENT: CCS PM	UNIT: Eva-2

SUBJECT: (Briefly state your question or concern and the solution you are requesting. Continue on back, if necessary. Your failure to be specific may result in no action being taken. If necessary, you will be interviewed in order to successfully respond to your request.)


I got a friend to send me a copy of the National Directory of Law Enforcement Administrators. Roughly 2 weeks later I don't have it. Can you check on this for me? I bought it for the Law Library. I'll buy another if I have to. I'm hoping you can help me find this one.

Thanks!

Oscar Stille

(Do not write below this line)

DISPOSITION:

This Book was rejected due to not being authorized by the warden. This is per SFS.

Signature Staff Member  mailroom	Date 11/21/16
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Record Copy - File; Copy - Inmate
(This form may be replicated via WP)

This form replaces BP-148.070 dated Oct 86 and BP-S148.070 APR 94

TRULINCS 10579062 - STILLEY, OSCAR AMOS - Unit: OAK-E-B

FROM: 10579062

TO: DAP

SUBJECT: ***Request to Staff*** STILLEY, OSCAR, Reg# 10579062, OAK-E-B

DATE: 04/06/2017 03:18:36 PM

To: Ms. Edge, ARC, for informal resolution

Inmate Work Assignment: CCS PM

Dear Ms. Edge:


I submitted a BP9 concerning a book confiscated from me, closing the toilets in Food Service, etc., on 3-28-17. With the appeal package I included a BP8 completed to the extent that I could complete it, to document efforts at informal resolution. I submitted the appeal on instructions from my counselor Mr. Johnson. I asked Mr. Johnson to get me a copy of the completed BP8.

Later that week I asked Ms. Barker for my copy of the BP8. She informed me that she turned in everything to your office "as is." However, I know that Regional and Central Office will expect documentation of informal resolution efforts. It is her job to complete the forms, and to give me a copy or give me a chance to make a copy for my files.

Can you provide me a completed copy of this BP8? I want to make sure that I have within my files all the documents necessary for a proper appeal. I don't care if you send Ms. Barker an email and instruct her to prepare a completed BP8, or if you simply do it yourself. So long as I have a record satisfactory to Regional and Central Office, that reasonably protects my legal rights, I will be satisfied.

REJECTION NOTICE - ADMINISTRATIVE REMEDY

DATE: APRIL 6, 2017


FROM: ADMINISTRATIVE REMEDY COORDINATOR
OAKDALE I FCI

TO : OSCAR AMOS STILLEY, 10579-062
OAKDALE I FCI UNT: EVA QTR: E07-402U
P.O. BOX 5050
OAKDALE, LA 71463

FOR THE REASONS LISTED BELOW, THIS ADMINISTRATIVE REMEDY REQUEST IS BEING REJECTED AND RETURNED TO YOU. YOU SHOULD INCLUDE A COPY OF THIS NOTICE WITH ANY FUTURE CORRESPONDENCE REGARDING THE REJECTION.

REMEDY ID : 897721-F1 ADMINISTRATIVE REMEDY REQUEST
DATE RECEIVED : APRIL 6, 2017
SUBJECT 1 : PERSONAL PROPERTY - INCL. CONFISCATION OR DESTRUCTION
SUBJECT 2 :
INCIDENT RPT NO:

REJECT REASON 1: YOUR REQUEST IS UNTIMELY. INSTITUTION AND CCC REQUESTS (BP-09) MUST BE RECEIVED W/20 DAYS OF THE EVENT COMPLAINED ABOUT.

REMARKS : UNTIMELY FILING

~~Confidential~~ 787

U.S. Department of Justice

Regional Administrative Remedy Appeal

Federal Bureau of Prisons

Type or use ball-point pen. If attachments are needed, submit four copies. One copy of the completed BP-DIR-9 including any attachments must be submitted with this appeal.

From: Stilley, Oscar A 10579-062 Eva-2 Cakdale-1
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

Part A—REASON FOR APPEAL

897721 Book, toilets in FS, etc

- 1) Warden didn't consider request either substantively or procedurally.
- 2) BPS was accepted by Ms. Barker, Unit Mgr, but not completed or return.
- 3) Ms Barker CAUSED lateness of filing, refused to help when I was in SHU, let time lapse.
- 4) Please consider appeal of procedural issue as well as all other claims.

All administrative remedies submitted contemporaneously herewith are hereby incorporated herein as if set forth herein word

4-19-17
DATE

[Signature]
SIGNATURE OF REQUESTER

Part B—RESPONSE

DATE

REGIONAL DIRECTOR

If dissatisfied with this response, you may appeal to the General Counsel. Your appeal must be received in the General Counsel's Office within 30 calendar days of the date of this response.

ORIGINAL: RETURN TO INMATE

CASE NUMBER: _____

Part C—RECEIPT

CASE NUMBER: _____

Return to: _____
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

SUBJECT: _____