



ORANGE COUNTY SHERIFF'S OFFICE

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SHERIFF CARL E. DUBOIS

KENNETH T. JONES
UNDERSHERIFF

ANTHONY J. WEED
ASSISTANT UNDERSHERIFF

DENNIS D. BARRY
CHIEF DEPUTY

ANTHONY M. MELE
CORRECTIONS ADMINISTRATOR

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FILE-NYSCOC
Complaints

MEMORANDUM

TO: Sheriff Carl E. DuBois

FROM: Lieutenant Earl M. Campbell 018 *LT E. Campbell*

DATE: March 21st 2022

RE: Investigation into Complaint [REDACTED] sent to New York State Commission of Correction by [REDACTED] who is the brother of Inmate [REDACTED]

On March 21st, 2022, I was instructed to investigate complaint [REDACTED] sent to the New York State Commission of Correction from [REDACTED] who is the brother of [REDACTED]. In the complaint [REDACTED] claims in sum and or substance that while in custody his brother [REDACTED] was choked and punched in the face by Officer Dillion Powles 545 while in Garnet Health Medical Center on 03/02/2022. He also claims that his brother sustained a black eye from getting punched in the face by staff. I reviewed the complaint, logbook information, Officers memorandums, medical staff's incident reports and handheld video. Upon review it was determined the incident in question was on 03/01/2022. On 03/01/2022 Inmate [REDACTED] was in the GHMC Emergency Room due to a claim of a facial injury and testicular pain. Inmate [REDACTED] was secured to the bed in the emergency room by mechanical leg restraints and mechanical hand restraints. Based on memorandums submitted by Officer Dillion Powles 545 and Per Diem Officer Paul Lindau Inmate [REDACTED] became irate when he was advised he would be getting discharged from the Emergency Room. It was reported that at this time Inmate [REDACTED] began hitting the left and right side of his head on the bed rails profusely. Staff took control of Inmate [REDACTED] head and chest area to prevent further injury to Inmate [REDACTED] and ordered him to stop his actions. After several orders Inmate [REDACTED] complied and ceased his actions. Approximately 30 minutes later while waiting to be discharged Inmate [REDACTED] began to again hit the left and right side of his head on the bedrails. GHMC nursing staff was present in the room at this time and Correctional staff requested from them to have blankets placed on the side of the bed rails to prevent Inmate [REDACTED] from further injuring himself. As staff was attempting to remove the temporary hand restraints to secure Inmate [REDACTED] in a transport belt, he attempted to bite Officer Lindau's hand. Officer Powles tilted Inmate [REDACTED] head back away from Officer Lindau and ordered Inmate [REDACTED] to cease his actions and calm down. Inmate [REDACTED] refused to comply and was secured back to the bed in temporary hand restraints. The facility was notified by Officer Powles and additional staff was sent to the hospital to transport Inmate [REDACTED] back to the facility. Inmate

~ A C C R E D I T A T I O N S ~



██████ began to calm down and became compliant. He was secured in a transport belt and escorted back to the facility.

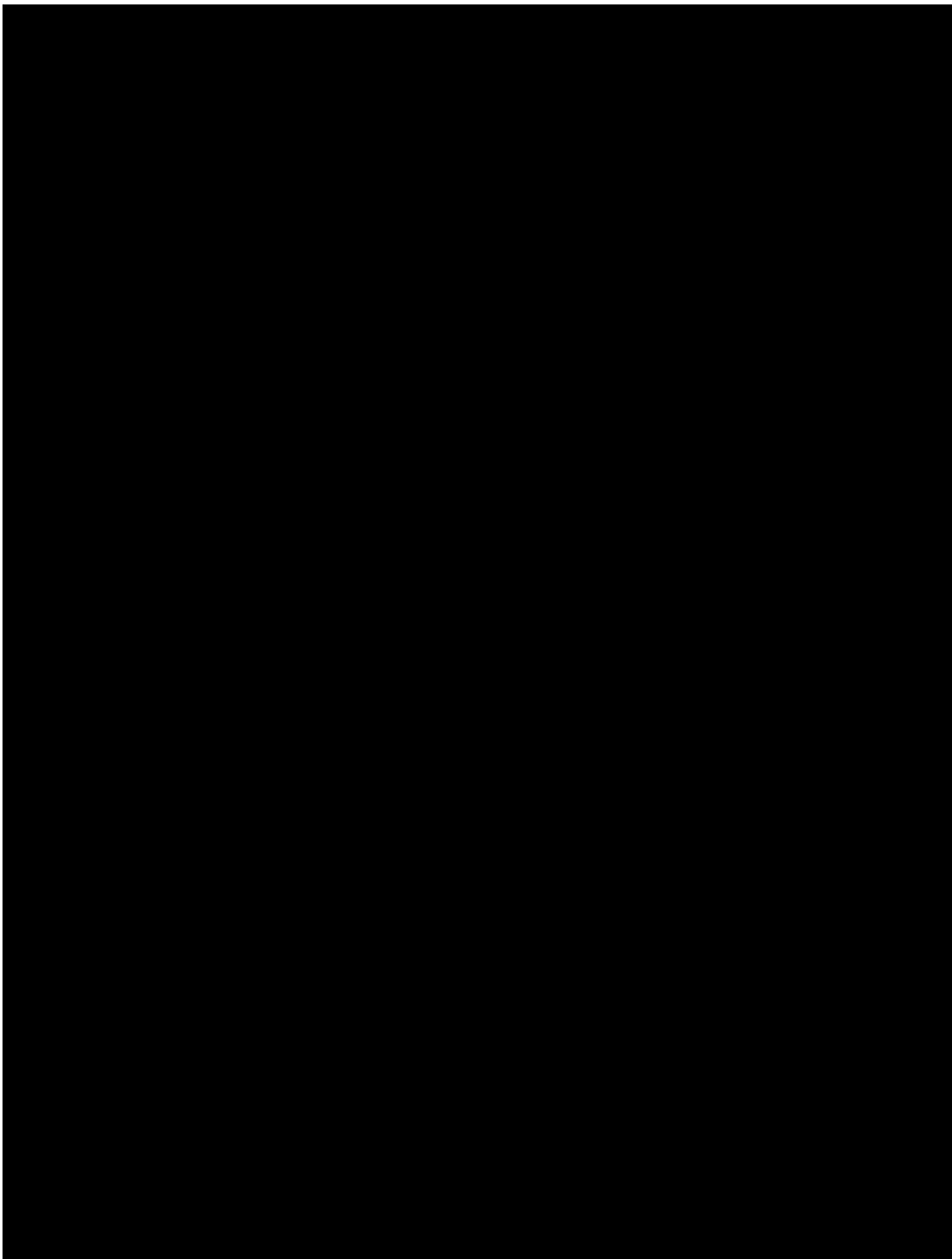
I reviewed the medical incident report that medical staff completed upon Inmate ██████ return to the facility. In the report medical staff observed redness / abrasion to the left side of Inmate ██████ face. They also observed swelling to his right side of his face. At no time during his return evaluation did he claim to the nurse he was punched in the face or choked. At not time during the medical evaluation did medical staff observes redness around his neck nor a black eye.

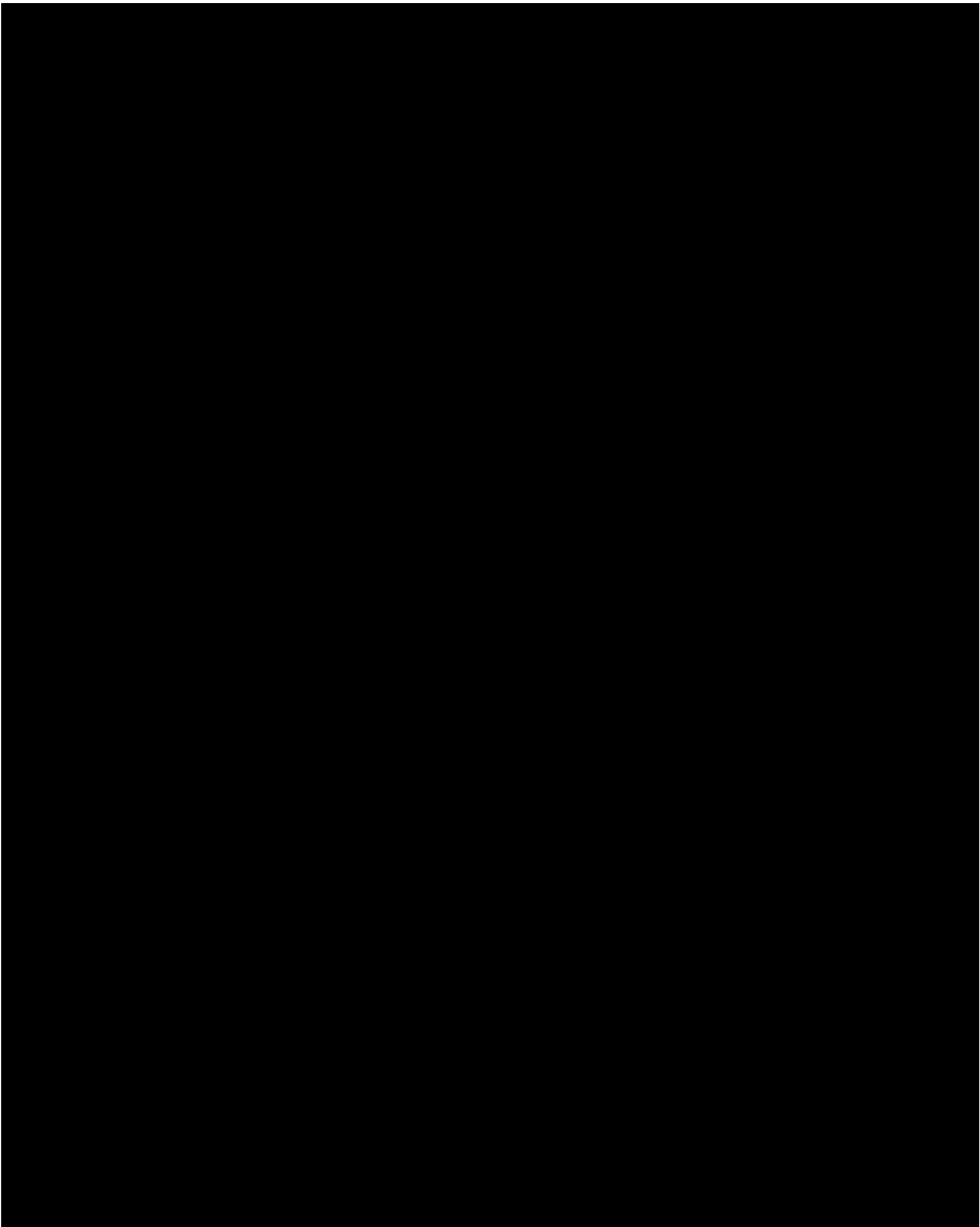
On 03/2/2021 Inmate ██████ was assessed by medical staff due to claiming he sustained injury at GHMC ER by staff. Medical staff observed some swelling to the right died of his face. At not time during the evaluation did they observe a black eye. X rays were taken of Inmate ██████ face and the findings were negative for abnormalities.

I also reviewed handheld video of when Inmate ██████ was escorted to Main Medical on 03/02/2022 and did not observe a black eye.

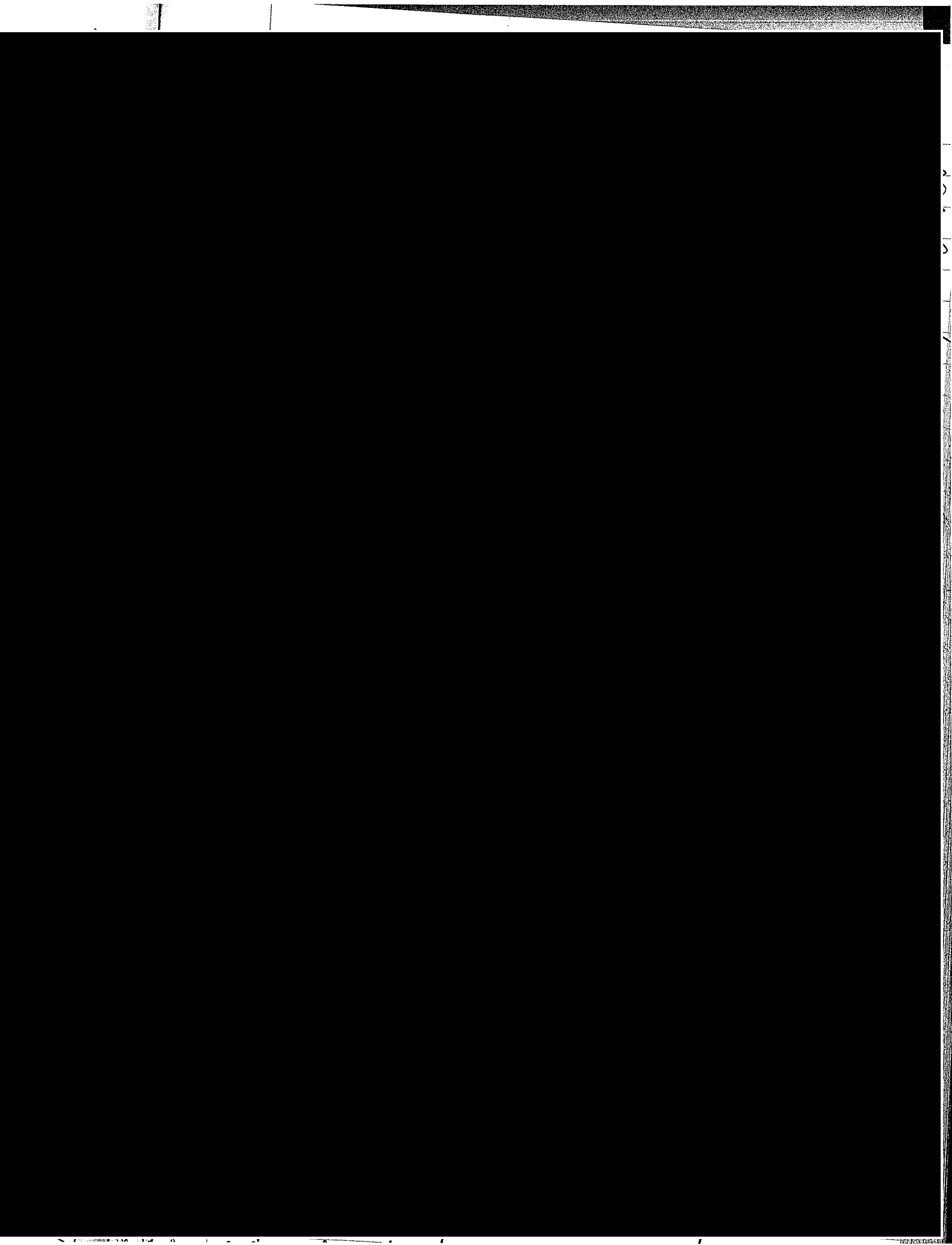
I could not interview Inmate ██████ on his claim due to him being released from custody on March 17th, 2022.

After review of all the facts received in this investigation I found Inmate ██████ claims to be unfounded. It was documented that Inmate ██████ was hitting the left and right side of his face on the bed rails multiple times. This is where Inmate ██████ received the redness and swelling to his face based on reports and memorandums submitted. Also, at no time did medical staff observe redness to Inmate ██████ neck area or did they observe a black eye. Review of the handheld video from the following day also did not show a black eye or redness to the neck area of Inmate ██████ End of memo.





[The body of the document is a large, solid black rectangle, indicating that the content has been redacted.]





Commission of Correction

ALLEN RILEY
Chairman

THOMAS J. LOUGHREN
Commissioner

YOLANDA CANTY
Commissioner

March 18, 2022

Sheriff Carl Dubois
Orange County Sheriff's Office
110 Wells Farm Road
Goshen, New York 10924

Re: Complaint # [REDACTED]

Dear Sheriff Dubois:

Enclosed please find a copy of a correspondence received by The Commission of Correction from Mr. [REDACTED] on behalf of his brother, [REDACTED] alleges his brother was physically assaulted by correction officer at your facility.

It is requested an investigation be conducted into this complaint and The Commission be apprised of your findings. If an investigation has already been completed, please advise The Commission of your findings. Please ensure such findings are included on agency letterhead.

Please forward such information to The Commission, via the Correspondence Shared Mailbox [REDACTED] by **May 18, 2022**. Please be advised, if the information contained within your response exceeds limitations of standard e-mail service, please contact the Correspondence Shared Mailbox to utilize our Secure File Transfer Service – IBM Aspera.

Thank you for your anticipated cooperation in this matter.

Sincerely,

Terrence Moran
Director of Operations

cc: Cynthia Allen, SCOC Supervisor
Larry Roe, SCOC Supervisor
Enclosure

MAR 16 2022

RECEIVED

Fax

TO: complaint Department FROM: [REDACTED]

FAX

PAGES: 1

PHC

DATE: 3/16/22

RE: complaint officer assaulted my brother

☒ Urgent

☐ For review

☐ Please comment

☐ Please reply

☐ Please recycle

MAR 16 2022

RECEIVED

3/16/22

To whom it may concern;

My name is [REDACTED] and im wratting in re quard to an assault that took place on 3/12/22 against my brother [REDACTED] booking [REDACTED] in orange county jail in garden NY and fell and hit his head in [REDACTED] PC wing and was taken to garret medical Hospital to be treated. However after getting there officer D pawell badge # (585) handcuffed my brother to bed 4E ⁵⁸⁵ where to fight affecting my brother's blood flow so he asked said officer to loosen them please he said no so then my brother begin to cry out for the nurse screaming officer got mad and choked him to shut up when that didnt work he punched him in his eye, giving him a black eye. when my brother came in he had no black eye pictures of from and video footage from hospital proves such, He is currently at [REDACTED]

phone number [REDACTED]
and they also took pictures and
have video of him upon intake.
My brother is scared for his life
and does not wish to return to
Orange county jail for in fear of
more retaliation and beatings as
his life is in danger and he only has
a month left before being released.
If you can see to it that he is
doesn't return there and if possible
send him to Putnam county jail
or someplace where he is safe to
finish his misdemeanor it would be greatly
appreciated also he wants to press
charges against said officer asap.
Thank you for taking time to read
this missive of great concern truly
Sincerely,
[REDACTED]

Publicofficers Law Section reveal
criminal investigative techniques
or procedures, except routine
techniques and procedures;

Gray, Donna

From: scoc.sm.Correspondence [REDACTED]
Sent: Wednesday, April 13, 2022 12:26 PM
To: Gray, Donna
Subject: [EXTERNAL] RE: NYSCOC COMPLAINT [REDACTED]

Caution! This message was sent from outside your organization.

[Allow sender](#) | [Block sender](#)

Received. Thank you.

Thank you,
Vicky Connors

Administrative Assistant
NYS Commission of Correction
80 S. Swan St.; 12th Floor
Albany, NY 12210
[REDACTED]

From: Gray, Donna [REDACTED]
Sent: Wednesday, April 13, 2022 11:38 AM
To: scoc.sm.Correspondence [REDACTED]; Moran, Terry (SCOC) [REDACTED]
Cc: Catletti, Lawrence [REDACTED]
Subject: NYSCOC COMPLAINT [REDACTED]

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Good morning Mr. Moran,

Attached is the investigation into the allegations made by [REDACTED] to his brother

[REDACTED] The investigation found inmate [REDACTED] claims to be unfounded.

If you need further information, please feel free to contact us.

Thank you,

Donna M. Gray

Secretary/Administrative Assistant II
Administration Offices/Corrections Division
ORANGE COUNTY SHERIFF'S OFFICE
110 Wells Farm Road
Goshen, NY 10924
[REDACTED]