



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

WWW.ORANGECOUNTYGOV.COM

MEMORANDUM

TO: Sheriff Carl E. DuBois
FROM: Lieutenant Keith Kiszka 019 *AKK 019*
DATE: April 12, 2022
RE: Complaint #160661 New York State Commission RE: Inmate [REDACTED]

On 4/12/2022 I was ordered to complete an investigation from Captain Lawrence Catletti 015. Inmate [REDACTED] filed a complaint with the New York State Commission of Corrections pertaining to his property being confiscated during a cell search on March 13, 2022. I spoke with Inmate [REDACTED] on this matter and had all his property returned to him in a timely manner. Inmate [REDACTED] submitted his grievance on this matter on 3/22/2022 and he withdrew this grievance on 3/27/2022. The grievance is attached for your review. Inmate [REDACTED] left the facility on 4/1/2022 and all his issues were resolved. At no time did Inmate [REDACTED] stress to me that his life was in any danger.

cc:
Files

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



New York State Commission of Correction
Inmate Grievance Form
Form SCOC 7032-1 (11/2015)

Facility: Orange County Jail (Facility)

Housing Location: [REDACTED]

Name of Inmate: [REDACTED]

Grievance #: [REDACTED]

Brief Description of the Grievance (Submitted by the grievant within 5 days of occurrence)

Number of Sheets Attached (3)(5)(4)

On March 13, 2022, 8:am in the morning, upon and do to an investigation, Administrative Segregation and Search and Seizure of all of the inmate/prisoners in D4 Wing housing unit. Inmates were restricted and confiscated of all supplies (Example: writing pens and paper). All were denied grievance forms continuously and constantly while on Administrative Segregation. In turn, prisoner upon receiving a grievance by Sgt. Conroy, will have failed under untimely manner to file a grievance. Upon grievant complaint inmate would request a supplemental grievance process?

Action requested by the grievant (Submitted by the grievant within 5 days of occurrence):

Number of Additional Sheets Attached ()

(A) DC JS/Corrections Division remain to the "Code of Ethics" of all human beings individuals. (B) Give all the personal property back to their perspective owners (prisoners) (C) No harassment or Retaliation for the grievance complaint. From the unreasonable and unconstitutional 4th Amendment rights violation of the Search and Seizure. Reimbursement for the destruction of the legal property and personal property.

Grievant Signature: [REDACTED]

Date/Time Submitted: March 20, 2022 2:30am

Receiving Staff Signature: [REDACTED]

Date/Time Received: 3/22/22 0741

Investigation Completed by: [REDACTED]

Date Completed: 3/27/22

Decision of the Grievance Coordinator

Number of Sheets Attached (1)

Written decision shall be issued within 5 business days of receipt of grievance and shall include specific facts and reasons underlying the determination

- ☐ Non-Grievable issue as per 9 NYCRR §7032.4(h) (may not be appealed to CAO)
- ☐ Grievance Accepted
- ☐ Grievance Denied on Merits
- ☐ Grievance Denied due to submitted beyond 5 days of act or occurrence (can be appealed to CAO)
- ☐ Grievance Accepted in part/ Denied in part (Note specific Acceptance/Denial parts below)

Thank for Respectfulness.

Withdrawn

Signature of the Grievance Coordinator: [REDACTED]

Date: 3/27/22



Commission of Correction

ALLEN RILEY
Chairman

THOMAS J. LOUGHREN
Commissioner

YOLANDA CANTY
Commissioner

April 11, 2022

Colonel Anthony Mele
Orange County Correctional Facility
110 Wells Farm Road
Goshen, New York 10924

Re: Complaint [REDACTED]

Dear Colonel Mele:

Enclosed please find a copy of a correspondence received by The Commission of Correction submitted by [REDACTED]. Within the correspondence, [REDACTED] states he is in fear for his life. Please review and take any action you deem appropriate.

Your attention to matters of mutual concern is appreciated.

Sincerely,

Michelle D. Crane

Michelle Crane
Correctional Facility Specialist

Attachment: Complaint [REDACTED]

To: Whom it may concern, Sgt, LT, Capt, CA (Corrections Administrator) and I C.

#160661

From: Mr [REDACTED]

Requesting: Return of Property "Legal Mail" Seized and personal property

On March 13, 2022 around 8:am in the morning Housing was under an investigation for the possession of a controlled substance and the use of the substances. Administrative Segregation commenced as well as Housing unit upon a search and seizure of all Facility issued property and personal property of all ^{my} ~~inmates~~ ~~prisoners~~ belongings.

This is March 20th 2022 I have yet to receive my "Legal Documentations" back?

Please anyone in charge notify me of my legal papers, so I can pursue my due diligence in obtaining my property back. Please No unprofessionalism, Harassment or any Facility Staff or personal Retaliation for complaint. I fear for my life.

CC:

P.S. I am sentence, so I may not be at this address upon mailing. Please get in touch with my family wife

Thank you for your time and Attention (Service)

MR3022-ALB-017579

New York State Commission of Correction

Inmate Grievance Form

Form SCOC 7032-1 (11/2015)

Facility: Orange County Jail (Facility)Housing Location: [REDACTED]Name of Inmate [REDACTED]Grievance #: [REDACTED]

Brief Description of the Grievance (Submitted by the grievant within 5 days of occurrence)

Number of Sheets Attached (3)(4)

On March 13, 2022, 8:am in the morning, upon and do to an investigation, Administrative Segregation and Search and Seizure of all of the inmate/prisoners in D4 Wing housing unit. Inmates were restricted and confiscated of all supplies (Example: writing pen and paper). All were denied grievance forms continuously and constantly while on Administrative Segregation. Inmates upon receiving a grievance by Sgt. Conroy will have failed under untimely manner to file a grievance complaint. Upon grievant complaint inmates would request a supplemental grievance process?

Action requested by the grievant (Submitted by the grievant within 5 days of occurrence):

Number of Additional Sheets Attached ()

(A) DC 30/Corrections Division remain to the "Code of Ethics" of all human beings i. individuals. (B) Give all the personal property back to their perspective owners (prisoners). (C) No harassment or Retaliation for the grievance complaint. From the unreasonable and unconstitutional 4th Amendment rights Violation of the Search and Seizure. Reimbursement of the destruction of the 1st and 2nd Amendment rights and personal property.

Grievant Signature: [REDACTED]Date/Time Submitted: March 20, 2022 3:30 am

Receiving Staff Signature: _____

Date/Time Received: _____

Investigation Completed by: _____

Date Completed: _____

Decision of the Grievance Coordinator

Number of Sheets Attached ()

Written decision shall be issued within 5 business days of receipt of grievance and shall include specific facts and reasons underlying the determination

- ☐ Non-Grievable issue as per 9 NYCRR §7032.4(h) (may not be appealed to CAO)
- ☐ Grievance Accepted
- ☐ Grievance Denied on Merits
- ☐ Grievance Denied due to submitted beyond 5 days of act or occurrence (can be appealed to CAO)
- ☐ Grievance Accepted in part/ Denied in part (Note specific Acceptance/Denial parts below)

Signature of the Grievance Coordinator: _____

Date: _____

Upon receiving a grievance Form #22-906 by Sgt. Conroy on March 15, 2022 at 10:00am. Mr. Cory D. Williams had repeatedly requested a grievance form since the day of the Search and Seizure of D4 Wing commenced. Repeatedly Denied.

On March 13th 2022 around or approximately 8:am in the morning, upon an investigation into the personal possession and personal use of "K2" and "Fentanyl" [redacted] Wing housing Unit was on a Administrative Segregation and the Search and Seizure of all the inmates/prisoners locking in [redacted] Facility property and personal property was going to be seized (Confiscated) until further notice. Inmates/prisoners were not interviewed, not required to give Saliva (mouth) samples, Urine samples or Blood samples for the use of "K2", "Fentanyl" or any other type of mystery controlled substance.

The Search and Seizure that early morning began with several Orange County Correctional Officers and a Commanding Sgt. John Doe (see routing area video footage) entering the [redacted] unit, gathering and congregating around the Officers Station and preparing for the execution of each cell starting from 1-28.

First, an officer video records the inmate/prisoner cell location and the inmate/prisoner that houses there. Second, the officer video records the inmate/prisoner before leaving the cell he is located in and then Handcuffed (Restraints). Third, the inmate/prisoner will then be escorted by a waiting officer or the officer that handcuffed the inmate/prisoner taken to the Shower area to be Strip Searched. Upon the Strip Search →

procedure. The officer John Doe that is conducting the Strip Search will perform the Search in this Chronological order: (A) Open mouth, (B) disrobe T-Shirt, (C) Left Arm to show arm pits, (D) Disrobe pants or Leg (Footwear) thermals, (E) disrobe one sock at a time, (F) ~~like~~ ~~per~~ disrobe underwear (boxers or briefs), (G) Lift penis and testicles, (H) Turn around bend over spread cheeks/buttocks. So the officer can Visual Body Cavity Search an inmates anal cavity and Cough. After the completion of the Strip Search & Visual Body Cavity inspection the inmate/prisoner was re-handcuffed and taken back to the Empty Cell. The Cell contained No Facility property and No personal property.

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

made an inquiry and question Sgt. Proteia about the Search & seizure of all the inmates personal property. He stated "This Search is being authorized and Conducted by the Under Sheriff, do to two (2) inmates overdose in the housing unit and Write whoever you want or have to. We have lawyers."

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

than questioned the seizure and Confiscation of all his personal property and legal mail, that had been Scanned, Screened and Searched by the appointed authorized Orange County Facility Jail Personnel, before being issued to Confiscation and Seizure of property consisted of for example. Vendor Items and Orange County Facility Commissary (medically sealed)

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

- | | | | |
|---------------------|---------------------------|--------------------------|-------------------|
| 1. Afro pick | 9. Footwear | 17. Sheets | 25. Durian (Book) |
| 2. A bar of Soap | 10. Facility Bar of Soap | 18. Blankets | 26. Peanut Butter |
| 3. Sugar packs | 11. Comb | 19. Net bags | 27. Jelly |
| 4. Soap Dish | 12. T-Shirt | 20. Pastries | 28. Cheese |
| 5. Under wear | 13. Washcloth | 21. Quakers Oatmeal | 29. Pickle |
| 6. Thermals | 14. Towel | 22. Plastic Bowl | 30. Pens |
| 7. Potatoe chips | 15. Kosher Trays | 23. Plastic Cup (Coffee) | 31. Paper |
| 8. Saltine Crackers | 16. Facility drinking Cup | 24. Socks | 32. legal Mail |

All Items were extracted from the living quarters of the inmates/prisoners. Besides what the Facilitating Officers did leave back. Example.

1. Mattress

2. One Blanket

3. Tissue

4. Tooth paste

5. Toothbrush

The complaint in the grievance sustain from the Official Capacity of the Orange County Facility personnel and the Commander of the operations on March 13th 2022 lead by Sgt. Projeia, stated "We can do whatever we want to do, you are a ward of the State. We can take everything from you and leave you with what you have on." By frankly, that is what occurred that morning. The Search and Seizure was Harassment, overbroad, disrespectful, invasive, humiliating, improper, overbearing, dehumanizing, degrading, embarrassing, unwarranted, disgusting, undignifying, unreasonable, cruel and unusual punishment and unconstitutional under the U.S. minimum Standard of Correction, U.S. C.A and U.S. C.A rights violation 1st Amendment, 14th Amendment and 4th Amendment. Do to an Investigation of the possession and Use of a controlled substance, that was not seized upon the unreasonable Search and Seizure. Multiple Items have yet to be given back to the inmates/prisoners. Especially, those legal documentations which is a violation of their Due process in pursuing a defense, Motions filed, Deadlines and Trial defense, because of the Seized/Confiscation of their Legal papers hinders them (Inmates/prisoners) from evaluating and reviewing their case documents. There is a Code of Ethics that are placed inside

the General Policy and Procedures Bulletin that Colonel Anthony Mele
hanged on Expressively.

A. A inmate/prisoner should not be denied a grievance form.

B. Orange County Sheriff's Office / Corrections Division "Code of Ethics"

1. Employees shall respect and protect the civil and legal rights of all individuals

2. Employees shall respect, promote, and contribute to a work
place that is safe, healthy and free of harassment in any form.

Upon this grievance I [REDACTED] have yet to receive my
personal property back since March 13th 8am in the Morning. (Legal documentation)

March 20, 2022 11:25am

[REDACTED]

LEADER[illegible]