

IN THE SUPREME COURT OF FLORIDA

LORAN COLE,

Plaintiff,

v.

STATE OF FLORIDA,

Defendant.

**Case No.:SC2024-1170
Death Warrant Signed
Execution Scheduled for
August 29 at 6:00 p.m.**

APPENDIX A

1. Warrant Grievance December 23, 2023
2. Warrant Grievance January 02, 2024
3. Warrant Grievance January 16, 2024
4. Warrant Grievance April 16, 2024
5. Warrant Grievance April 28, 2024
6. Warrant Grievance May 13, 2024

Continuation sheet # 1 of 1

INMATE REQUEST

STATE OF FLORIDA
DEPARTMENT OF CORRECTIONS

Mail Number: P4128
Team Number: Death Row - 11
Institution: Union CI

TO: (Check One) Warden Asst. Warden Classification Security Medical Mental Health Dental Other Sgt. Missing
Prison Admin Sgt.

FROM:	Inmate Name	DC Number	Quarters	Job Assignment	Date
	<u>COLE Logan K</u>	<u>B-335421</u>	<u>P4128</u>	<u>N/A</u>	<u>12-23-23</u>

REQUEST

Check here if this is an informal grievance

Sarge - Now, you know I'm not here to DESK your chair with B.S. or cause stress - but this is bullshit!! So before taking this "outta House" - I came to you. I'm being punished for being old & falling asleep sitting up!!

Friday the 22nd - we had a full day of daycare - 8 am to 2 pm - video footage will demonstrate I was up & about cleaning - scrubbing & mopping of bars - so at 5 pm I locked down and was sitting on my foot locker asking what this frilly new flunk Sgt. Eckert stopped at my door asking if I was alright - I told him yes - He then spoke up saying "under observable behavior rules - I proctor you High" - (see video log for approx time) I instructed Sarge - I was not High or drunk on anything that I was just tired - He persisted in searching myself & property - finding no drugs --- to further belittle my sobriety - I requested a drug test - Sgt. Ruiz came and

All requests will be handled in one of the following ways: 1) Written Information or 2) Personal Interview. All informal grievances will be responded to in writing.

Inmate (Signature): Logan K Cole DC#: 335421 - P4128

DO NOT WRITE BELOW THIS LINE

RESPONSE

213-2312-0342

DATE RECEIVED:

DEC 27 2023

Your request for Administrative Remedy or Appeal has been received, reviewed and evaluated. Per F.A.C. 33-103.014(1)(a): "Each grievance must address only one issue or complaint." Your current request for administrative remedy addresses more than one issue and/or complaint. It addresses an allegation about disciplinary action taken by Sgt. Eckert against you and also addresses an issue about how your property was handled. Upon receipt of this response, if you are within the allowable time frames for processing a grievance, you may resubmit your grievance in compliance with Chapter 33-103. Based on the foregoing information, your grievance is returned without action.

[The following pertains to informal grievances only:
Based on the above information, your grievance is Returned (Returned, Denied, or Approved). If your informal grievance is denied, you have the right to submit a formal grievance in accordance with Chapter 33-103.011, F.A.C.]

Official (Print Name): E. Thurman Official (Signature): [Signature] Date: 12/27/23

Original: Inmate (plus one copy)
CC: Retained by official responding or if the response is to an informal grievance then forward to be placed in inmate's file
This form is also used to file informal grievances in accordance with Rule 33-103.005, Florida Administrative Code.

Informal Grievances and Inmate Requests will be responded to within 15 days, following receipt by staff.
You may obtain further administrative review of your complaint by obtaining form DC1-303, Request for Administrative Remedy or Appeal, completing the form as required by Rule 33-103.006, F.A.C., attaching a copy of your informal grievance and response, and forwarding your complaint to the warden or assistant warden no later than 15 days after the grievance is responded to. If the 15th day falls on a weekend or holiday, the due date shall be the next regular work day.

DC6-236 (Effective 11/18)

Incorporated by Reference in Rule 33-103.005, F.A.C.

Administered said test and upon examination of test results - declared "Inmate is clear"; Sgt Ruiz told Sgt Eckert this - but he was not satisfied and @ 9:25 pm he cuffed me up and placed me under "A/C" status and placed me in 4128. where I have been since.....

My only crime here is being old & falling asleep sitting up - So I'm to be punished for this? Come on Sarge -

Then to add further punishment, when I was placed in "A-C" confinement - This Sgt further violated my rights by denying me the rights to retain my property as governed by "A/C Confinement" Rules

1. Hygiene items: Soap - Shampoo - Lotion - deodorant - Q-tips - floss loops - battery operated razor & 2 pks. brand new batteries - finger nail clippers - magic shave - Tick tick medication etc...

2. Religious & educational books: Psychology of Religion History - Almanac


3. eating utensils. cups - bowls etc. (I take food off state trays - its the only way I eat food)

to further demonstrate this Sgt's disregard for DOC Rules / procedures - when I asked for property slips - He refused saying it wasn't necessary, but pursuant to "Inmate Property Rules" 33602.201 (7b) inmates are to be given "property" slips directly upon the taking of any property - and said property is to be inventoried in the inmate's presence. ✓ video footage - none of this was done, 3 1/2 - 4 days later now I do not know what was or wasn't stored or what my property now consists of.

Now Sarge, You've known me for awhile now, I don't get into all that drama & I don't argue or file grievances - I don't give you staff a hard time, I'm just trying to do this time quietly, but I can't sit back and be punished for no reason.

You know I just had clonazepam back in Aug - and the only thing left is my warrant signing & execution - so really not looking for stress - In fact Sarge - I've been hustling a hump to stay out of shit so I can have my visits back and see hold my kids & grandkids one last time before I go. That's my only goal Sarge!

So that's why I'm coming to you Sarge, I'm trying to keep matters "in House" before dragging all that unnecessary attention of outsiders in here - cuz you know once they get started - no one is unseated from their scrutiny - So can we resolve this matter in House Sarge?

Respectfully submitted Lonan 

uation form arrived. ^{20.}

STATE OF FLORIDA
DEPARTMENT OF CORRECTIONS

INMATE REQUEST

1/18

Mail Number: P-4128
Team Number: Death Row - 11
Institution: Union CI

TO: Warden Classification Medical Dental
(Check One) Asst. Warden Security Mental Health Other

FROM:	Inmate Name	DC Number	Quarters	Job Assignment	Date
	Cole, Lonnis K	A-335421	P-4128	N/A	JAN 02-2024

REQUEST Re: PRE confinement physical. Check here if this is an informal grievance

on Friday Dec. 02. 2023 - while in my assigned housing unit - (P-4000) Sgt Eckert and officer McPartly were making rounds on 3 Bight up stairs. Sgt Eckert was laughing and joking with officer McPartly and as he - Sgt Eckert - approached my cage front - turned his head towards my cage and told me "Don't get comfortable, I'll be back" - not giving it much thought, I sat down on my bunk and placed my feet across the toilet and went to sleep. Approx 1 hr later I was startled awake by Sgt Eckert yelling my name - As my eyes opened and I tried to determine the source of this sleep deprivation - Sgt Eckert began speaking louder proclaiming "under observable behavior" but I pronounced I am "High" - struggling for words at this proclamation, I tried to inform the Sgt I was not High - just tired - He refused to hear and instructed me to a strip search before placing me in restraints and removing me from my cage so he & other officers could search - I was placed in a holding tank out on the quarters deck. After he and the officers shook down my cage, he returned to the box and escorted me back to my cage - I apologized to country I was not High and even requested -

All requests will be handled in one of the following ways: 1) Written Information or 2) Personal Interview. All informal grievances will be responded to in writing. Respectfully Submitted

Inmate (Signature): Lonnis K Cole DC#: 335421

DO NOT WRITE BELOW THIS LINE

RESPONSE 213-2401-0031

DATE RECEIVED: JAN 03 2024

RECEIVED

Your request for Administrative Remedy or Appeal has been received, reviewed and evaluated. DR 213-231347 was thoroughly reviewed, and the DR Hearing Team was consulted. They advise the DR was written and processed according to policy. F.A.C. 33-601 and F.A.C. 33-602 DO NOT state that inmates who have been identified through observable behavior must be evaluated by medical staff before a disciplinary report for 9-27 can be initiated. You failed to respond to Sgt. Eckert's initial attempts to talk to you. Sgt. Eckert advised you responded slowly with slurred speech when he finally gained your attention. He further reported that your eyes were glassy, and you were incoherent. The nurse was consulted and advised that you had no medical conditions that would cause those behaviors and you did not take any medication that would cause those behaviors. That information supports the charge of 9-27. You remained on Death Row status following the incident, so it was not necessary for you to receive a medical assessment before being reassigned to a new cell. Note there are a number of unauthorized drugs which do not cause a positive indication on a urinalysis test. You have failed to provide information, evidence or mitigating circumstances which would warrant overturning the DR.

The following pertains to informal grievances only:
Based on the above information, your grievance is Denied. (Returned, Denied, or Approved). If your informal grievance is denied, you have the right to submit a formal grievance in accordance with Chapter 33-103.006, F.A.C.]

Official (Print Name): E. Thurman Official (Signature): [Signature] Date: 1/5/24

Original: Inmate (plus one copy)
CC: Retained by official responding or if the response is to an informal grievance then forward to be placed in inmate's file
This form is also used to file informal grievances in accordance with Rule 33-103.005, Florida Administrative Code.
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1. Grievance Continuation: ~~about~~ "pre confinement medical physical"

A drug test. (All voluntarily) Sgt Ruiz was called and a test given - upon Reading The Results, officer - Sgt Ruiz instructed Sgt Eckert That I was clean and no drugs in my system, Sgt Eckert said impossible: As He Sgt Eckert begins escorting me back to my cage - P-3227 - He informed me "I was still going to jail: After returning me to my cage and securing The door - He left for a few moments - Then returned to my cage and told me to "pack up" I was going to A/C confinement. At approx 9:20 am while still packing my property - Sgt Eckert and officer [unclear] stood cage front and instructed me to "stop packing" and "Cuff up" That They would finish packing - stating I had to be in confinement before The 9:30 am marker Count.

Sgt Eckert Then placed me in restraints and led me to confinement - As We started moving I attempted to go to medical where Sgt Eckert jerked up sharply on my arms asking "where I was going" I explained "to medical for my evaluation" - Jerking my arms once more inflicting pain - He stated "I dont give a f--- about medical, you are what I say you are - In The Law" - and Then roughly led me to confinement where I was placed in P-4628.

* Pursuant to Doc-7.A.C. Ch:33 Rules of "Administrative and Disciplinary Confinement"

Prior to An Inmate being placed in A/C or B/C confinement status - Said Inmate must take to/seen by medical staff for a "pre-confinement physical/examination where medi staff will conduct an examination of Inmate and document Inmates Health Condition/Status in Inmates permanent medical file.

Sgt Eckert willfully and intentionally violated Inmate Cole's Rights to Due Process as Doc-7.A.C. Ch:33 rule prescribes and allow Inmate Cole medical attention:

Remedy and Relief Sought:

1. Full Dismissal of All charges - Due to Sgt. Eckert's negligence and a written reprimand placed in His permanent file for violating Inmate Cole's Rights.
2. Demotion in Rank and Re-Assignment out of UCI/1-dorm so he may not retaliate.
3. Reinstating of Doc-7.A.C. Ch:33 laws and rules of/for prescribed officers conduct.

Respectfully Submitted

Jan 02.2024

Gordon K. [Signature] 335421

REQUEST FOR ADMINISTRATIVE REMEDY OR APPEAL

RECEIVED
JAN 19 2024
Department of Corrections
Appeals

Third Party Grievance Alleging Sexual Abuse

TO: Warden Assistant Warden Secretary, Florida Department of Corrections

From or IF Alleging Sexual Abuse, on the behalf of:

COLE Lorain K. B-335421 Union Corr. Inst.
Last First Middle Initial DC Number Institution
24-6-01892

Part A - Inmate Grievance

on Jan. 3-2024 - I, Lorain K. Cole submitted an "Informal Grievance" to the warden office at Union Corr. Inst. (see attached copies) - charging the fact I was denied a "Pre-Confinement" Physical-Medical Examination prior to being placed in A/C - A/C Confinement.
Pursuant to F.A.C. Ch. 33-602.222 s. 2-A to wit: "An inmate shall be given a "pre-confinement" medical evaluation - by medical staff prior to being placed in A/C Confinement."
Union Corr. Staff denied said grievance stating the following reasons, 1. because I did not leave the building, it was not required when changing cells, 2. because I remained on deathrow status it was not necessary.

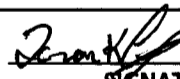
But I protest, that in part and due to the nature and severity of the offenses alleged - "Clammy eyes - slurred speech and incoherent behaviors" - (also signs of cardiac distress) - A physical exam by a trained medical practitioner should have been a must to determine the inmates health to ensure no serious conditions existed that could have led to death or other serious illnesses - It does not enter into the equation of leaving the building or merely changing cell locations, with the allegations proffered by the officers depicting the inmates condition/behavior - and F.A.C. Rules, as on site physical exams by trained medical staff should have been conducted to ensure the following: 1. F.A.C. policy adhered to and followed, 2. The inmates health was okay and he was not in distress. But this Sgt Eckert did not follow protocol to ensure inmates safety/health, a mere "call" to medical does not suffice, nor does a single staff members "opinion" of inmates condition or well being allow for Rules to be broken and inmates rights violated. (END)

Remedy of Relief sought: 1. Dismissal of all charges and privileges reinstated.
2. Any further relief you may deem appropriate as the matter.

Respectfully Submitted.

1-16-24

DATE

 335421
SIGNATURE OF GRIEVANT AND D.C. #

*BY SIGNATURE, INMATE AGREES TO THE FOLLOWING # OF 30-DAY EXTENSIONS:

1 Signature

INSTRUCTIONS

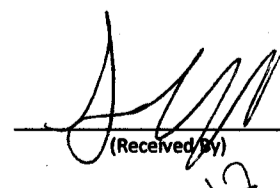
This form is used for filing a formal grievance at the institution or facility level as well as for filing appeals to the Office of the Secretary in accordance with Rule 33-103.006, Florida Administrative Code. When an appeal is made to the Secretary, a copy of the initial response to the grievance must be attached (except as stated below).

When the inmate feels that he may be adversely affected by the submission of a grievance at the institutional level because of the nature of the grievance, or is entitled by Chapter 33-103 to file a direct grievance he may address his grievance directly to the Secretary's Office. The grievance may be sealed in the envelope by the inmate and processed postage free through routine institutional channels. The inmate must indicate a valid reason for not initially bringing his grievance to the attention of the institution. If the inmate does not provide a valid reason or if the Secretary or his designated representative determines that the reason supplied is not adequate, the grievance will be returned to the inmate at the institutional level pursuant to F.A.C. 33-103.007 (6)(d).

JAN 16 2024
Submitted by the inmate on: (Date) MM

Receipt for Appeals Being Forwarded to Central Office

Institutional Mailing Log #: 132063


(Received by)

DISTRIBUTION: INSTITUTION/FACILITY
INMATE (2 Copies)
INMATE'S FILE
INSTITUTIONAL GRIEVANCE FILE

CENTRAL OFFICE
INMATE
INMATE'S FILE - INSTITUTION/FACILITY
CENTRAL OFFICE INMATE FILE
CENTRAL OFFICE GRIEVANCE FILE

1-17-24
GE NF 213
CN24-00060

INMATE REQUEST

STATE OF FLORIDA DEPARTMENT OF CORRECTIONS

Mail Number: P 9/120
Team Number: 10 7010
Institution: Union Corr. Inst.

TO: (Check One) Warden, Asst. Warden, Classification, Security, Medical, Mental Health, Dental, Other

Table with columns: FROM, Inmate Name (Cole Lewis K), DC Number (335421), Quarters (P4/120), Job Assignment (A/A), Date (4-16-24)

REQUEST

Check here if this is an informal grievance

On 4-15-24 at approx 2:30 pm, floor officer Nelson profess that while making his 30 min rounds he discovered inmate laying on the floor with his legs crossed - feeling alarmed for inmate Cole's health he began to give Cole attention by calling him and giving orders to get up and sit on his locker - to which inmate Cole complied, officer then profess he found inmate Cole to be disoriented - unable to speak - Reddened pupils dilated - (also signs of cardiac distress / seizure disorder symptoms) - All signs that warranted medical attention!! Instead inmate Cole was taken to A/C confinement where medical attention has still not been rendered. According to F.A.C. ch. 33-602.222 ss 2-A "Any inmate placed in A/C or C confinement must be given a "pre confinement" physical - i.e. cursory exam and vitals - recorded in inmate's medical file - Given the information depicted by officer, medical should have been the first call to ensure inmate's health, and by his further negligence by not providing that medical attention violated inmate Cole's rights to F.A.C. ch. 33-602.101 ss 9 "All inmates shall be furnished

All requests will be handled in one of the following ways: 1) Written Information or 2) Personal Interview. All informal grievances will be responded to in writing.

Inmate (Signature): Jovan K Cole 335421

DC#: B-335421

2nd Shift RESPONSE

DO NOT WRITE BELOW THIS LINE

213-2402-0279

DATE RECEIVED:

APR 17 2024

Per F.A.C. Chapter 33-602.220 (Administrative Confinement) - Administrative Confinement - refers to the temporary separation of an inmate from inmate in general population. Administrative Confinement standards do not apply to inmates in special housing status status, which included Death Row Status.

[The following pertains to informal grievances only:

Based on the above information, your grievance is Denial (Returned, Denied, or Approved). If your informal grievance is denied, you have the right to submit a formal grievance in accordance with Chapter 33-103.006, F.A.C.]

Official (Print Name): J. Murray

Official (Signature): J. Murray

Date: 4/26/24

Original: Inmate (plus one copy)

CC: Retained by official responding or if the response is to an informal grievance then forward to be placed in inmate's file

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Informal Grievances and Inmate Requests will be responded to within 15 days, following receipt by staff.

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10C

Subsequent Grievance Continuations: "Denial of medical treatment"

proper medical care"

by said off. cos failure to follow the F.A.C. LAWS/RULES governing "Pre-
Confinement Physicals" and "Jumate Care Standards". Jumate Cos Rights to
Due Process and Equal Protections of Law and Rule ARE/WERE VIOLATED.

Relief Sought?, Dismissal or what you deem appropriate to ensure Jumate Cos
Rights ARE ENSURED AND RETAINED.

Thank you for your time of Cooperation



335421 - P41020

4-16-24

Additional Grievances Attached:

FLORIDA DEPARTMENT OF CORRECTIONS

5/19 REQUEST FOR ADMINISTRATIVE REMEDY OR APPEAL

Third Party Grievance Alleging Sexual Abuse

TO: [X] Warden [] Assistant Warden [] Secretary, Florida Department of Corrections

From or IF Alleging Sexual Abuse, on the behalf of:

Cole Last, Lorns First, K. Middle Initial, B-335421 DC Number, Union Corr. Inst. Institution

Part A - Inmate Grievance

"Formal Grievance"

Per FAC. ch. 33-602.101 s.s. 9 "Inmate Care"

ch. 33-602.222 s.s. 2-A "Placement in Confinement"

Current P. doan Administration is under the impression that the abovementioned FAC "Do NOT apply" to deathrow prisoners because of our "Special Housing" status. However I would prefer that because of - and due to the nature and severity of the "Allegations" proffered by officer Nelson: "Inmate was laying on the floor extremely disoriented - Red eyed and slurred speech) difficulty talking" - (All classic signs/symptoms of a medical distress, i.e. cardiac arrest - seizures - epileptic fit) - Medical attention should have been a priority to ensure inmate health was stable. i.e. medical staff at cell front to "observe" inmate health conditions and perform medical evaluations that are to be documented in the inmates permanent medical/health file.

Instead, staff violated their procedural protocols to ensure inmate health and placed inmate in a "confinement status" in a cell (p 4127) with no running water facilities - not provided water to inmate while he remained in said cell.

By said officers failure to follow/adhere to the FAC. laws/rules governing "Inmate Care" and "pre-confinement" physicals - to ensure inmate health stable - inmate Cole's rights to due process and equal protections of law/rule - are and were violated. (END)

Relief sought: Admission - and what you may deem appropriate to ensure inmate Cole's rights are ensured and retained.

Respectfully Submitted

4-28-24

DATE

SEE ATTACHED RESPONSE

[Signature] B-335421

SIGNATURE OF GRIEVANT AND D.C. #

Lorns K. Cole, B-335421

*BY SIGNATURE, INMATE AGREES TO THE FOLLOWING # OF 30-DAY EXTENSIONS:

1 / # Signature

2404-213-125

INSTRUCTIONS

This form is used for filing a formal grievance at the institution or facility level as well as for filing appeals to the Office of the Secretary in accordance with Rule 33-103.006, Florida Administrative Code. When an appeal is made to the Secretary, a copy of the initial response to the grievance must be attached (except as stated below).

When the inmate feels that he may be adversely affected by the submission of a grievance at the institutional level because of the nature of the grievance, or is entitled by Chapter 33-103 to file a direct grievance he may address his grievance directly to the Secretary's Office. The grievance may be sealed in the envelope by the inmate and processed postage free through routine institutional channels. The inmate must indicate a valid reason for not initially bringing his grievance to the attention of the institution. If the inmate does not provide a valid reason or if the Secretary or his designated representative determines that the reason supplied is not adequate, the grievance will be returned to the inmate for processing at the institutional level pursuant to F.A.C. 33-103.007 (6)(d).

APR 29 2024 (Date) Submitted by the inmate on: [Signature]

Receipt for Appeals Being Forwarded to Central Office

Institutional Mailing Log #: _____

[Signature] (Received By)

DISTRIBUTION:

- INMATE (2 Copies)
INMATE'S FILE
INSTITUTIONAL GRIEVANCE FILE

- CENTRAL OFFICE
INMATE
INMATE'S FILE - INSTITUTION/FACILITY
CENTRAL OFFICE INMATE FILE
CENTRAL OFFICE GRIEVANCE FILE

10C

PART B - RESPONSE

COLE, LORAN	335421	2404-213-125	UNION C.I.	P4122S
NAME	NUMBER	FORMAL GRIEVANCE LOG NUMBER	CURRENT INMATE LOCATION	HOUSING LOCATION

Your request for Administrative Remedy or Appeal has been received, reviewed and evaluated.

Further investigation reveals the following information:

You do not appear to be grieving Disciplinary Report 213-240460 itself. You appear to be grieving the alleged failure of Officer Nelson to obtain medical attention for you on 4/15/24. Nevertheless, Disciplinary Report 213-2400460 was thoroughly reviewed, and the DR Hearing Team was consulted. They advise the disciplinary report was written and processed according to policy.

Your allegations against Officer Nelson were documented and reported to the appropriate shift supervisors as well as the Office of the Inspector General. All appropriate actions have been taken. Nurse Strong was consulted, and she advised your annual physical assessment was completed on 4/29/24, which was after the incident in question. Any medical concerns you had were addressed at that time. She also advised you do not have any medications or medical conditions that would have caused the behaviors noted in the disciplinary report. You were not placed on administrative confinement status on 4/15/24. As the statement of facts in the DR notes, you remained on Death Row status. According to F.A.C. 33-602.220, administrative confinement is the temporary separation of inmates in GENERAL POPULATION for safety and security reasons. You have not been in General Population since 1997.

Other than denying your guilt, you have not provided any new verifiable information, nor have you presented any additional evidence or mitigating circumstances that were not readily available to the DR Hearing Team at the time of deliberation. You have presented nothing that would warrant the overturning of the disciplinary report.

Therefore, based on the foregoing information; your grievance is denied.

You may obtain further administrative review of your complaint by obtaining form DC1-303. Request for Administrative Review or Appeal, Completing the form, providing attachments as required by 33-103.007(3)(a) and (b), F.A.C. and forwarding your complaint to the Bureau of Inmate Grievance Appeals, 501 South Calhoun St. Tallahassee, FL 32399-2500, within fifteen (15) days from date of this response.

CLO M.G. Miller

B.V. Reddish, Warden

5-3-24

SIGNATURE AND TYPED OR PRINTED NAME OF EMPLOYEE RESPONDING

SIGNATURE OF WARDEN, ASST. WARDEN, OR SECRETARY'S REPRESENTATIVE

DATE

MAILED

MAY 06 2024

CN24-000091

2 copies attached.
 1. Formal Grievance Inst.
 2. Informal

FLORIDA DEPARTMENT OF CORRECTIONS
 REQUEST FOR ADMINISTRATIVE REMEDY OR APPEAL

RECEIVED
 MAY 22 2024
 Florida Department of Corrections
 Inmate Grievance Appeals
 Sealed ENCL.
 5-13-24

Third Party Grievance Alleging Sexual Abuse

TO: Warden Assistant Warden Secretary, Florida Department of Corrections
 From or IF Alleging Sexual Abuse, on the behalf of:

Colo Lorna K. B-335421 Union Crm. Inst.
 Last First Middle Initial DC Number Institution

Part A - Inmate Grievance

21-6-16061

"Formal Grievance appeal"

The crux of the matter is simple, Correctional officers are just "Declaring" - "Saying" - "Yours High", and without any factual proof - (ie: drug/toxicology screenings - or Alcohol tests) placing inmates in confinement for disciplinary actions.

Moreover, the violation of F.A.C. Rule - Law, staff are not providing the following steps:
 1. "on site" medical examinations/evaluations - not only to solidify the officers allegations, but to ensure the inmates health is stable - prior to placement in confinement status.
 2. urinalysis - blood drug toxicology screenings to prove - verify that drugs or alcohol are in fact a factor attributing to inmates behavior.

As the current incident staff profess - "inmate was laying on the floor - extremely disoriented" - and eyed - difficulty talking and slurred speech - all clear signs of a medical distress - ie: Cardiac arrest, seizures, epileptic fits... Signs that proper medical attention is required!!

Not instead of securing & providing medical attention - (on site) to ensure the inmates health stable and non life threatening, staff just throw the inmate into confinement with a total and callous disregard for not only the inmates life/health - but a disregard for the F.A.C. laws and rules governing "inmate care" and "confinement procedures". Had the inmate died due to this callousness - well, then there'd be more to discuss & investigate within U.C.I. officers & institutional operations & procedures.

Imagine if you will, you are sitting at your desk and an officer approaches and says to you "Yours High" - then proceeds to cuff you up & take you to jail and throw you in a cell! How do you feel? He just says "Yours High" - and with no other concrete proof - ie: medical eval - drug & alc. testing - puts you in jail on his word. And you can't say that officers don't want lie or fabricate. As proof's point is warden Redish' statement in response to formal grievance demonstrated this fact/point - "You have not been in Gen. pop. since 1997" - which is impossible since I have been on death row since Dec of 1995, & how could I have been in population? -

May 13 2024 5-13-24 Zoran K. Colo B-335421
 DATE SIGNATURE OF GRIEVANT AND D.C. #
 Z.C.

*BY SIGNATURE, INMATE AGREES TO THE FOLLOWING # OF 30-DAY EXTENSIONS:

1 Signature

INSTRUCTIONS

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Receipt for Appeals Being Forwarded to Central Office

Submitted by the inmate on: _____ Institutional Mailing Log #: _____
 (Date)

(Received By)

DISTRIBUTION: INSTITUTION/FACILITY
 INMATE (2 Copies)
 INMATE'S FILE
 INSTITUTIONAL GRIEVANCE FILE

CENTRAL OFFICE
 INMATE
 INMATE'S FILE - INSTITUTION/FACILITY
 CENTRAL OFFICE INMATE FILE
 CENTRAL OFFICE GRIEVANCE FILE

OC 2404-218-125
 OFC NELSON

GN24700285 5844

Formal Grievance Continuation:

In furtherance Mr. Redish proffers - "You do not appear to be criticizing the disciplinary report 'itself'; which was correct on the 'informal grievance' filed on 4-16-24, it was criticizing the officers actions/inactions - that resulted in a disciplinary report and subsequent conviction based on false allegations.

On 4-16-24, inmate Cole - did good faith, filed 2 (two) "informal grievances" via institutional grievance "pick up" procedure.

The first one concerned the D.A. Scriver - "Mr. Brown" and his failure to allow inmate Cole his right and opportunity to participate in his own D.R. investigation and allow inmate Cole to 1. prepare a written version of accounts (his) - 2. call for witnesses. He says inmate declined, but a review of previous D.R. actions would demonstrate inmate never declined and always participated and signs all forms required by law. (Just officials have yet to respond to this one though)

The second "informal grievance" concerned the issue we discuss today. - "Medical Care" - Mr. Redish proffers - "You were seen by medical on 4-29-24" approx 2 weeks after the fact, but what he fails to tell you, inmate Cole was only seen by medical because he filed a "sick call" slip seeking medical attention to get to the bottom of "why" he was experiencing these "black out" spells at his age. which here is where inmate Cole would have solicited other staff members who have witnessed/experienced Mr. Cole's "falling out" episodes and could attest it was not drug related - but a medical condition.

This administration - (union cost) is steadily trying to tap dance around the issue and create excuses for the officers failure to follow rule and sustain their conviction at any expense/Life.

Had the officer retained medical assistance - "on site" - as rule prescribes - from the onset/beginning - then a disciplinary report would not have been written as medical staff would have come to the conclusion inmate Cole was indeed experiencing a "medical phenomenon/condition" - (through a physical observation and examination of said inmate.)

This institution and its officials expect us to believe in the officer's "knowledge and experience"; but how can one believe when the officer demonstrated such a callous disregard for F.A.C. ch. 33 LAR/Rule to ensure inmates health first of foremost? The courts termed it "Fruits of a prisoners tree" for a reason - you cannot uphold a conviction when the means to obtain that conviction were flawed and fraudulent from the onset/beginning.

It is requested of this honorable administration to intervene and dismiss disciplinary actions/proceedings and show this institutional administration you will not accept their violations of F.A.C. ch. 33 LAR/Rule. It is expected for -

CN24-000088

Formal Grievance Continuation:

Inmates to comply - Adhere to F.A.C. Law/Rule, should state be Any less Accountable?

F.A.C. ch: 33^x violated.

1. 33-602.101 ss. 9 " All inmates shall be furnished proper medical care.
2. 33-602.222 s.s. 2-A " Any inmate placed in a confinement status must be given a "Pre-Confinement" physical to ensure inmates health stable and document said findings in the inmates permanent file.