

UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

LLOYD GEORGE MORGAN, JR., CIVIL NO. # 3:14CV966 SPH

V. DATE _____ 2014

COMMISSIONER JAMES E. DZURENDA,
 DEPUTY COMMISSIONER SCOTTS. SEMPLE,
 DISTRICT ADMINISTRATOR-NORTH ANGEL QUIROS,
 DIRECTOR OF OFFENDER CLASSIFICATION KARL LEWIS,
 WARDEN CHRISTINE M. WHIDDEN,
 WARDEN CAROL CHAPDELAIN,
 WARDEN EDWARD MALDONADO,
 DEPUTY WARDEN OF OPERATION GARY WRIGHT,
 DEPUTY WARDEN OF PROGRAMS AND TREATMENT SANDRA BARONE,
 ADMINISTRATIVE CAPTAIN MCCORMICK,
 UNIT MANAGER CAPTAIN K. GODDING,
 UNIT MANAGER CAPTAIN MANNING,
 1ST SHIFT COMMANDER CAPTAIN JEANOTT,
 LIEUTENANT LIZON,
 CORRECTIONAL OFFICER MALDONADO,
 CORRECTIONAL OFFICER LINDSEY,
 CORRECTIONAL OFFICER CLAYTON,
 CORRECTIONAL OFFICER TORRES,
 CORRECTIONAL OFFICER GONZALEZ,
 CORRECTIONAL OFFICER LEIPER,
 CORRECTIONAL OFFICER ULM,
Defendants, sued in individual and
official capacity.

FILED
 2014 JUN 30 P 12:51
 US DISTRICT COURT
 HARTFORD CT

JURY DEMAND

VERIFIED COMPLAINT FOR DAMAGES
AND INJUNCTIVE RELIEF

I. PRELIMINARY STATEMENT

1.) This is a civil rights action brought by the plaintiff LLOYD George MORGAN, JR. who suffers from very serious disabilities such as mental illness and Mental defect and diabetes and have been constantly taking Advantage of by all named defendants Plaintiff is at a Big disadvantage, he is also Presently incarcerated at The OSBORN Correctional Institution Address of 335 BILTON Road P.O. Box 100 SOMERS, Connecticut 06071 This action is brought in good faith as well as the test of The Best Interest of Justice for compensatory and punitive and ACTUAL damages and declaratory relief and Injunctive relief under Title 42 U.S.C. § 1983 Raising Reprisal/Retaliation and failure to protect and Discrimination and Due Process and EQUAL Protection and AMERICANS WITH DISABILITIES ACT ADA Claims Per 42 U.S.C. § 12101 et seq and Section 504 OF the Rehabilitation Act, Per 29 U.S.C. § 794 Claims alleging CRUEL and UNUSUAL Punishment in violation of the Protections guaranteed by the First, FIFTH, SIXTH, and EIGHT, Amendment to or of The United States Constitution as Applied to the States by the Fourteenth Amendment.

2.) Plaintiff contends that the deprivations and violations of his constitutional rights were carried out Pursuant to Rules, and regulations, customs, Policies, and Practices and Procedure of defendants in their Individual and official Capacities as Employee's of the state of Connecticut Department of Correction and that named defendants acting under Color of State Law,

Continued

- knowingly caused plaintiff to be deprived of his state and Federal constitutional rights.

3.) Plaintiff respectfully requests that this Honorable Court declare that the acts and/or omissions that was committed by the defendants were unconstitutional under the United States Constitution, and by an award of compensatory and punitive and actual damages compensate him for the violations of his constitutional rights and deter the defendants from further participation in such unconstitutional acts and/or omissions

4.) VERIFIED COMPLAINT FOR DAMAGES AND INJUNCTIVE RELIEF

This is a 42 U.S.C. 1983 action filed in good faith as well as in the best interest of justice by the plaintiff Lloyd George Morgan JR. a state sentence prisoner alleging violations of his constitutional rights to be protected from assaults and dangers and unsafe and security prison and to be safe from retaliation and discrimination and denied due process and equal protection of the law and racial biased conduct and plaintiff is seeking injunctive relief and money damages pursuant to the American with Disabilities Act per 42 U.S.C. 3121 et seq (ADA) and section 504 the Rehabilitation act per 29 U.S.C. 794

5.) JURISDICTION

This action arose under and is brought in good faith and in the best interest of justice Pursuant to 42 U.S.C. § 1983 42 U.S.C. § 12101 et seq AMERICANS WITH DISABILITIES ACT (ADA) and section 504 of the Rehabilitation Act Per 29 U.S.C. § 794 to remedy the deprivation, under color of Law, of the rights guaranteed by the first FIFTH SIXTH and EIGHT and Fourteenth Amendment to the United States Constitution. This also has Jurisdiction over this action Pursuant to 28 U.S.C. § 1331 and 28 U.S.C. § 1367(a) For State Law Claims of rights secured by Acts of Congress Providing for Equal rights of Persons within the Jurisdiction of the United States of America

COUNT ONE

6.) PARTIES

The Plaintiff, LLOYD GEORGE MORGAN, JR. is a Citizen of the United States and a resident of the State of Connecticut and is over the age of 18 years he was BORN ON OCTOBER 18, 1964 in HARTFORD, Connecticut he is now 49 years old the Record should so reflect that at all times relevant to this Complaint he was a Connecticut sentenced Prisoner/Inmate under the care and custody of the State of Connecticut Department of Correction. He is presently Incarcerated at OSBORN Correctional Institution in Somers, Connecticut.

7.) Defendant James E. Dzurenda was at all or sometimes relevant to this Complaint was the Commissioner of the state of Connecticut Department of Correction He is responsible for Administering and overSeeing the Pol. cies Practices and Procedures of The Department of Correction He is being sued in his individual and official Capacities his address of Employment is 24 Wolcott Hill Road Wethersfield Connecticut 0609.

8.) Defendant Scott S. Semple was at all or sometimes relevant to this complaint was the warden of Garner C.I. Prison and is now Deputy Commissioner of operation of the Connecticut Department of corrections he is responsible for Administering and overSeeing the operations of Prisons/Jails Policies and Practices and Procedures of the Department of Corrections He is being sued in his individual and official capacities his Address of Employment is 24 Wolcott Hill Road Wethersfield, Connecticut

9.) Defendant Angel Quiros, is at all or sometimes relevant to this Complaint was the District Administrator-NORTH of the state of Connecticut Department of Corrections he is in charge of overSeeing all WARDENS and There Staff's of all PRISONS of the NORTH District He is being sued in His individual and official capacities his Address of Employment is, District Administrator office NORTH 1153 EAST Street South Suffield, Connecticut 06080

10.) Defendant Karl Lewis, is at all times or sometimes relevant to this complaint was The Director of Offender Classification of the state of Connecticut Department of Correction He is being sued in his individual and official capacities his address of Employment is state of Connecticut Department of Correction Offender Classification and Population Management 1153 EAST Street South Suffield, Connecticut 06080

11.) Defendant Christine M. Whidden, is at all or sometimes relevant to this complaint was Former Major and then Deputy Warden at Northern C.I. Prison and then warden of Carl Robinson C.I. Prison of the state of Connecticut Department of Corrections she is being sued in her individual and official capacities her address of Employment was Carl Robinson C.I. Prison 285 Shaker Road ENFIELD, Connecticut 06082

12.) Defendant Carol Chapdelaine is at all or sometimes relevant to this complaint was Plaintiff unit manager captain at Northern C.I. Prison and then Warden of OSBORN C.I. Prison she was Employed by State of Connecticut Department of Corrections she is being sued in her individual and official capacities Last known address of Employment was OSBORN C. I. 335 BILTON Road P.O. Box 100 Somers, Connecticut 06071

13.) Defendant Edward Maldonado is at all or sometimes relevant to this complaint was warden at Northern C.I. Prison in Around year of 2011 and is now the present warden of OSBORN C.I. Prison of the state of Connecticut Department of corrections he is being sued in his individual and official capacities his address of employment was OSBORN C.I. 335 BILTON Road P.O. Box 100 Somers, Connecticut 06071

14.) Defendant Gary WRIGHT is at all times relevant to this complaint or sometimes relevant he was Deputy warden of operations at OSBORN C.I. Prison of the state of Connecticut Department of corrections he is being sued in his individual and official capacities his address of employment was OSBORN C.I. 335 BILTON Road P.O. Box 100 Somers, Connecticut 06071

15.) Defendant Sandra Barone, is at all times or was at some times relevant to this complaint she was Deputy warden of Programs and Treatment at OSBORN C.I. of the state of Connecticut Department of corrections her address of employment was OSBORN C.I. 335 BILTON Road P.O. Box 100 Somers, Connecticut 06071 she is being sued in her individual and official capacities

16.) Defendant McCormick, was at all or sometimes relevant to this complaint he was the Administrative Captain at Osborn C.I. of the State of Connecticut Department of Corrections he is being sued in his individual and official capacities his place of address was 335 Bilton Road P.O. Box 100 Somers, Connecticut 06071

17.) Defendant K. Godding, was at all or sometimes relevant to this complaint he was the unit manager captain of unit Baker Block where Plaintiff was housed he was employed by the State of Connecticut Department of Corrections at Osborn C.I. he is being sued in his individual and official capacities his place of address was 335 Bilton Road P.O. Box 100 Somers, Connecticut 06071

18.) Defendant Manning, is at all or sometimes relevant, to this complaint he was the unit manager Lieutenant then promoted to the rank of Acting Captain of unit Baker Block where this Plaintiff was housed in B-24 cell at Osborn C.I. he is employed by the State of Connecticut Department of Corrections he is being sued in his individual and official capacities his address of employment is 335 Bilton Road P.O. Box 100 Somers, Connecticut 06071

19.) Defendant Jeanott is at all or sometimes relevant to this complaint as a first shift commander captain of Osborn C.I. of the State of Connecticut Department of Corrections he is being sued in his individual and official capacities

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his address of Employment is OSBORN C.I. 335 BILTON Road
P.O. Box 100 Somers, Connecticut 06071.

20.) Defendant LIZON, is at all or sometimes relevant to this
Complaint was A Lieutenant of the intelligence Division at OSBORN
C.I. of the state of Connecticut Department of corrections he is being
sued in his individual and official capacities address of Employment
is OSBORN C.I. 335 BILTON Road P.O. Box 100 Somers,
Connecticut 06071

21.) Defendant Maldonado, is at all or sometimes relevant
to this Complaint she is a Correctional officer of the State of
Connecticut Department of corrections she was assign to work
unit BAKER on and shift of JANUARY 5, 2014 at OSBORN C.I.
she is sued in her individual and official capacities
her address of Employment was OSBORN C.I. 335 BILTON
Road P.O. Box 100 Somers, Connecticut 06071

22.) Defendant LINDSEY, was at all or sometimes relevant
to this Complaint he is a Correctional officer of the State of
Connecticut Department of corrections He was assign
to work unit Baker Block on and shift of JANUARY 5, 2014
at OSBORN C.I. he is being sued in his individual and
official capacities his address of Employment was OSBORN
C.I. 335 BILTON Road P.O. Box 100 Somers, Connecticut
06080

23.) Defendant CLAYTON, is at all or some times relevant to this complaint he was a correctional officer of the state of connecticut DEPART: - of corrections of OSBORN C.I. he is being sued in his individual and official capacities his address of employment was OSBORN C.I, 335 BILTON Road P.O. Box 100 Somers, Connecticut 06071

24.) Defendant TORRES, is at all or sometimes relevant to this complaint he was a 2nd shift Correctional officer at OSBORN C.I. of the state of connecticut Department of corrections he is being sued in his individual and official capacities was employed his address was OSBORN C.I, 335 BILTON Road P.O. Box 100 Somers, Connecticut 06071

25.) Defendant GONZALEZ, is at all or sometimes relevant to this complaint he was assign to 2nd shift F-Block from around JAN 5-2014 through march 2014 he is A Correctional officer at OSBORN C.I. of the state of connecticut Department of Corrections He is being sued in his individual and official capacities: Address of Employment is OSBORN C.I, 335 BILTON Road P.O. Box 100 Somers Connecticut 06080

26.) Defendant Leiper, is at all or sometimes relevant to this complaint he was a correctional officer at OSBORN C.I. on shift assign unit BAKER Block of the state of connecticut he is being sued in his individual and official capacities

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Address of Employment was 335 BILTON Road P.O. Box 100 Somers, Connecticut 06080

27.) Defendant ULM, is at all or sometimes relevant to this complaint was a CORRECTIONAL officer at OSBORN C.I. assign to 1st shift of unit Baker Block of the state of Connecticut Department of corrections, he is being sued in his individual and official capacities Address of Employment was OSBORN C.I. 335 BILTON P.O. Box 100 Somers, Connecticut 06080.

28.) FACTS

on or about August 15, 2014 the Plaintiff wrote a two page Complaint to Former "Doc" COMMISSIONER LEO C. ARNONE, informing him and Deputy Commissioner James E. Deurenka, who is now the Commissioner of "Doc" that he been told by many staff that he could be transferred to OSBORN C.I. Plaintiff made clear he was BRUTALLY assaulted or badly assaulted at OSBORN when it was Somers Prison plaintiff stated "I have been told by many staffs that I could OR. would be transferred soon to OSBORN C.I. Sir Commissioner ARNONE I Recently Heard ON THE TV NEWS a few weeks ago that a 60 year old Prisoner was BRUTALLY assaulted and killed by ANOTHER inmate in the main Hallway, its clear that OSBORN C.I. is EXTREMELY UNSAFE and DANGEROUS, when I was there many years ago when it was Somers PRISON I was BADLY ASSAULTED in G-Block by 3 inmates and when I was in B-Block as I went to school my cell was FIRE Bomb when I RETURN THE cell was set on FIRE. By inmates ANOTHER time I was setaul ASSAULTED there!!")



29.) at the time plaintiff wrote his mention complaint dated August 15, 2014, he was at the GARVER C.I. Prison under the care and custody of Defendant SCOTT S. Semple, who was WARDEN at the time. Plaintiff clearly Pleaded to Former Commissioner LEO C. ARNONE, and Deputy Commissioner JAMES E. DZURENDA to not send him to OSBORN C.I, cause it was unsafe he was BADLY ASSAULTED By 3 inmates in C-Block when it was Somers Prison. Plaintiff made clear his cell was fire Bomb in B-Block and that he was ALSO Sexually Assaulted there many years ago. In the mention letter of August 15, 2014 to Former Doc Commissioner ARNONE, he also stated "I was Sexually Assaulted there when Doc Comm. RAYMOND M. LOPES WORK and Doc Commissioner LARRY MEACHUM WORKED Doc State of Connecticut its clear that OSBORN C.I. is not safe,

30.) Defendants SEMPLE and DZURENDA was made Fully aware of plaintiff's safety concerns and the serious threats to Plaintiff's safety IF SENT to OSBORN C.I. AKA Somers, Prison at first Defendants DZURENDA, and SEMPLE attempted to Avoid Responding to plaintiff's Letter Dated August 15, 2014 so plaintiff Contacted Inmates Legal Assistance Program attorney Michael A. Rubino, JR informing him that the Defendants did not Acknowledge said Letter Regards to plaintiff's safety concerns- Dated August 15, 2014. Plaintiff asked attorney Rubino, JR if he would please write a letter to Former Doc Commissioner LEO C. ARNONE and Sent Him Another copy of that Letter of August 15, 2014.

31.) Plaintiff states attorney Rubino, JR of (ILAP) wrote Former DOC Commissioner LEO C. ARNONE, a Letter Dated November 16, 2012 states the following ("Dear Commissioner Arnone: I am writing as a Follow-up to my November 2, 2012 Letter at the Request of Mr. Lloyd Morgan, inmate No. 117796 Please find enclosed Mr. Morgan's August 15, 2012 Letter along with an Inmate Request. Could you contact Mr. Morgan, relative to his August 15, 2012 Letter, along with an Inmate Request."). see inclosed Letter of inmates Legal Assistance Program Attorney Rubino, JR Dated November 16, 2012 to Former DOC Commissioner Leo C. Arnone Marked as EXHIBIT #1

32.) Defendant James E. DZURENDA, Responded to Attorney Rubino JR. stating ("Dear Attorney Rubino: This acknowledges receipt of your correspondence dated November 16, 2012, to Commissioner Leo C. Arnone and its subsequent forwarding to this office for response concerning Lloyd Morgan. The Commissioner office did not receive the correspondence Mr. Morgan, sent you a copy of. This office has forwarded the correspondence from Mr. Morgan. To Warden Scott Semple as he is the Administrator of Garner Correctional Institution and is familiar with the concerns presented by Mr. Morgan. see inclosed a copy of Defendant DZURENDA reply Letter of December 10, 2012 to (ILAP) attorney Rubino, JR. marked as EXHIBIT #2 Plaintiff states as facts Defendant DZURENDA did in fact get plaintiff complaint Dated August 15, 2012 to Former DOC Commissioner Leo C. Arnone,

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and Forwarded it to Defendant Semple its crystal clear that Defendants Dzurenda, and Semple both received plaintiff's letter of August 15, 2012, to Doc Former Commissioner Arnone regards to plaintiff's FEAR and concerns for his safety at OSBORN C.I. (AKA) Somers C.I. Prison, yet Defendants Dzurenda, and Semple failed to shield and put in safe guards to protect the plaintiff's from attacks or ASSAULTS or Harm, both Defendants is well aware that many inmates/Prisoners and Prison officials have labeled the plaintiff as "A 'SWITCH' and A CONFIDENTIAL INFORMANT". This alone puts the Plaintiff's life in great danger of attacks or ASSAULTS. Plaintiff states he has filed complaints and Grievances and Prisoners rights Law suits against both Defendants Dzurenda, and Semple, do to this these mention Defendants is deliberately indifferent to plaintiff and retaliated against him and failed to protect him. See enclosed a copy of Plaintiff's letter to former Doc Commissioner ARNONE, of August 15, 2012 marked as EXHIBIT #3

33.) on or about July 2, 2013 Defendants Semple, and Lewis, had plaintiff transferred from Garner C.I. Prison to CARL ROBINSON C.I. under the custody and care of Defendant Whidden, who was the warden, Plaintiff knew Defendant Whidden from when he was a + NORTHERN C.I. Prison years back she was a MAJOR THEN A Deputy warden. Plaintiff

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exercised his rights to engage in constitutionally protected activity and file many written complaints and grievances against Defendant Whidden to her superiors. Plaintiff also filed a Prisoners right Law suit against her

the 1st Law suit was titled MORGAN V. Rowland, et al case

3:01-CV-01107(CFD) and the 2nd one was titled

MORGAN V. Regan, et al case # 3:05-CV-873(JBA) and the 2nd name case she authorized her staff to Retaliate against the plaintiff and use excessive force. Defendant Whidden has a clear Personal Animus and Vendetta and Hate and Biased and deliberate indifferent for this plaintiff.

34.) Plaintiff state that on or about July 2, 2013 Plaintiff was transferred from Garner C.I. Restrictive Housing unit segregation to CARL ROBINSON C.I. where Defendant Whidden was the Warden, the first time defendant Whidden seen the Plaintiff at CARL ROBINSON C.I. she reminded the plaintiff that I wrote many complaints and grievances against her and filed Law suits stating Plaintiff was a Trouble maker and that he has nothing coming. She was hostile and hot tempered with plaintiff. on August 8, 2013 Plaintiff was in Dorm 2 Bed 120 Defendant Whidden Tard the unit plaintiff kindly ask her if he could speak to her privately she got loud and hostile full of rage embarrassing plaintiff threaten to place him in segregation. Plaintiff then
Her a Request Dated August 8, 2013 of 2 pages

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Plaintiff stated in his Request to: ("Dear Warden Whidden after speaking to you during Touring Dorm #2 I respectfully write you for reasonable consideration today you was very hostile and disrespectful towards me you used threats to put me in RHH-seg and wrongly accused me of using or seeking special privileges and treatment. you shawd off and embarrassed me for no good reason.") on page 2 of the same Request Plaintiff stated ("you was very hot tempered with me and show patience very biased and deliberately indifferent to my issues in my view you was being a bully and abusive of your authority as warden you disrespected my religion as a Christiane telling me dont give you that Bull I dont believe in God that was cruel and abusive I have never disrespected you nor giving you or your staff's any problems hear I been at my best of conduct") see a copy of the 2 page Request write to Defendant Whidden dated August 8, 2013 marked as Exhibit #4

35,) Plaintiff seen Defendant Whidden again in Dorm #8 the old MAN Dorm on my BIRTH Day Oct 18, 2013 as soon as she seen me THE Plaintiff said to her ("today is my BIRTH Day CAN you wish me A HAPPY BIRTHDAY NO ISNT MORGAN a pain in the ass to you to I CAN stand him he sued me") Defendant Whidden said many other things she was telling the officers what a pain in the ass plaintiff was simply for exercising my rights to file complaints against her she embarrassed plaintiff again in front of inmates and staff:

36.) Plaintiff states that during his stay at CARL ROBINSON C.I. many inmates labeled plaintiff as a snitch and confidential informant and a GAY HOMOSEXUAL male, and when plaintiff was moved to DORM #1 THE GANG MEMBERS OF THE BLOODS AND LOS SELLIDOS, and CRIPPS GANG DIDN'T WANT PLAINTIFF IN THE DORM #1 WITH THEM AS PLAINTIFF WENT TO DINNER THESE GANGS OF INMATES PAURD WATER ALL INSIDE PLAINTIFF KTV COLOR TV. SET. PLAINTIFF WAS MOVED FROM DORM TO DORM. DEFENDANT WHIDDEN KNEW PLAINTIFF SAFETY WAS AT RISK, AND THAT INMATES WAS CONSTANTLY THREATENING HIS LIFE AND SAFETY. YET DEFENDANT WHIDDEN IN RETALIATION TURN A DEAF EAR AND A BLIND EYE TO IT PLAINTIFF WOULD MEET WITH LIEUTENANTS RIOS, AND JIMENEZ TO REPORT THE CONSTANT GANG PROBLEMS AND THREAT TO HIS SAFETY. DEFENDANT WHIDDEN AND HER STAFF'S CAPTAINS CAHILL, AND GARGIULO, AND LIEUTENANT GILCHRIST CONSPIRED AS A TEAM TO RAIL ROAD THE INCIDENT REPORT AND PROTECTIVE CUSTODY PACKAGE TO INTENTIONALLY FALSIFY CERTAIN REPORTS AND RECOMMEND IT BE DENIED. IN RETALIATION AS PLAINTIFF WROTE NUMEROUS/MANY COMPLAINTS AGAINST CAPTAINS J. CAHILL, AND GARGIULO, WHEN THEY WORKED AT NORTHERN GE DURING THE PLAINTIFF STAY THESE PLAINTIFF SUED CAPTAIN CAHILL IN MORGAN V. RAWLAND, ETAL. CASE # 3:01-CV-01107 (CFD) CAHILL REMINDED PLAINTIFF OF THIS

37.) ON OR ABOUT OCTOBER 26, 2013 PLAINTIFF WAS PLACED IN RESTRICTIVE HOUSING WITH SEGREGATION AT CARL ROBINSON C.I. BY LIEUTENANT GILCHRIST REGARDS TO A URGENT REQUEST PLAINTIFF WROTE TO DEPUTY WARDEN PAUL ARLETTE DATED OCT 26, 2013

Continued

Plaintiff wrote this Request and didn't get a chance to mail it cause he was called for outside Recreation he placed the Request in his Locker with the intention to mail it later, as plaintiff was outside a shake down of plaintiff's Locker was conducted by officer Auclair and he read the letter and in the Request it was clear plaintiff feared for his safety, see inclosed incident Report marked as EXHIBIT #5

38.) Plaintiff realize now even though its facts that he provided CARL ROBINSON C.I., Lieutenants Rios, and Jimenez, on a ongoing Basis from around July 2013 through Nov 2013 with information on the ongoing Problems he had with GANG members the threat to his safety and also met with CAPTAIN GARGIULO, and officer Aleford and one other officer he was not Registered by Doc SECURITY INTEL as a Informant, Plaintiff never knew he had to be Registered he also never knew even the facts that he provided Doc Agents with CONFIDENTIAL information that he was not considered a Informant, yet they still used plaintiff as a Informant.

39.) Plaintiff life was constantly threatened by GANG members at CARL ROBINSON C.I. Plaintiff reported this to Lieutenants Rios, and Jimenez, and CAPTAIN GARGIULO, and CAHILL, and others and to Defendant Whidden, and ouellette, who took no action to deter it plaintiff has a long history of protective custody as he spent most of his sentence in protective custody at CHESHIRE C.I. BRIDGEPORT CORRECTIONAL CTR. on this status.

(18)

40.) Plaintiff Requested Protective custody and that a Package be Done Defendants Quiros, Whidden, and CAPTAINS CAHILL, Gargiulo, Lieutenant Gilchrist Conspired as a team to Rail Road it and prepare it in a way its not effective NOR Adequate. in Retaliation against plaintiff For all the complaints he filed against them and Prior Law Suits Defendant Whidden Tard Segregation doing the time plaintiff was there she talk to plaintiff and stated that because He wrote complaints against her and filed Law Suits against her she would Recommend it be Denied she also made clear that she would send it to Defendant Quiros, asking him to Recommend it be Denied, and Defendant Quiros also Recommend it be Denied and Based on there Recommendation it was Denied also Defendants Whidden and Quiros, Knew About the Plaintiff Letter of complaint to Doc Former Commissioner Leo C. Arnone, Regards to him Being Assaulted at OSBORN CI, and Defendants Quiros, and Whidden ~~Requested~~ Requested Plaintiff Be sent to OSBORN C.I and ON Nov 8, 2013 Plaintiff was sent to OSBORN C.I PRISON.

41.) Plaintiff. states while he was at the Carl Robinson C.I. PRISON his protective custody package was put in, Defendant Whidden in Retaliation against the plaintiff Recommended it Be Denied and then sent it to District Administrator Angel Quiros AKA Defendant Quiros, who also Recommended his Request for protective custody Be Denied Around Oct 2014 to Nov 8, 2011

42.) Plaintiff states Defendants Whidden, and Quiros, Lewis, Semple, Dzurenka, is well aware and or was well aware of plaintiff long history of being threaten constantly by GANG members and that he was once assaulted by A Los Solidos GANG member was brutally assaulted by a inmate Nestor Torruella, on August 15, 1996 at Walker C.I. in the case of MORGAN V. ARMSTRONG, et al. civil number # 3:97-cv-00145(AVC)(TPS) in this lawsuit officers was dismissed from duty fired. Being officers Kenneth Default, and Benjamin Espoza. Plaintiff states the above name Defendants knew plaintiff had a ongoing problem with different security risk groups gangs, many constantly called the plaintiff a snitch a rat a informant a gay homosexual male, from year of 1990 through 2014. yet the Defendants removed plaintiff from cheshire C.I. protective custody status with no due process or hearing to return to it, and recommended plaintiff be denied protective custody and transferred to OSBORN C.I. PRISON the prejudice and deliberate indifference is clearly manifested in the Defendants attitudes. Based on Defendants Whidden, and Quiros recommendation Plaintiff was transferred to OSBORN C.I. on November 8, 2014 put in unit B-73 cell on single cell status.

43.) Plaintiff state ^{to} this court to show merit and evidence of the intentional deliberate indifference and prejudice and ^{Retaliation} towards the plaintiff write letters dated January 31, 2014 to the Director of population management attempt to appeal his needs for protective custody.

44.) Plaintiff received a response to his letter of January 31, 2014 from Counselor Supervisor M. Vazquez, stating "Mr. Morgan: This will acknowledge receipt of your letter dated January 31, 2014. Please be advised that your request for protective custody was ~~denied~~ denied by District Administrator on 1-23-14. The process for your protective custody application and decision was honored per Administrative Directive 9.9, Protective Management."

Defendant Quiros gave the order to devalue Plaintiff PC.

This the same thing he did in Plaintiff's protective custody request at CARL ROBINSON C.I. PRISON.

45.) Plaintiff was sent to OSBORN C.I. on November 8, 2014. Placed in unit B-Block with High Gang Activity For The Record. Plaintiff state Defendant K. Godding was the unit manager and supervisor of B-Block where Plaintiff was housed. Plaintiff wrote many complaints to Defendant Godding of his concerns and FEAR of High Gang Activity by THE BLOODS and SOLIDOS, GANG in B-Block. He never responded but would call Plaintiff down to his office saying "I don't need you to be Lieutenant Columbus who do you think you ARE A C/O correctional officer, stop being a snitch and coward and LEARN how to fight like a man if you keep writing me maybe I can find some place else for you to go." THIS WAS A THREAT OF RETALIATION Defendant Godding was EXTREMELY CORRUPT.

46.) Plaintiff started to receive constant harassment and intimidation and bullying by a under cover gang member of the Los Solidos Gang Name GABRIEL RODRIGUEZ, AKA Gabby AKA Sesse, Plaintiff wrote a request to Defendant Godding Dated November 14, 2013 informing him he feared for his safety Plaintiff stated "Dear Captain Godding on November 8, 2013 I was transferred hear from CARL ROBINSON C.I. I worked closely with intelligence against gang members I have had inmates threaten me with bodily harm call me a snitch at CARL ROBINSON C.I. of the (SRG) CRIPPS GANG and others I sought PC protective custody it was denied, I was then transferred to OSBORN C.I. Sir. since I been here in B-Block I notice its not safe here I witness the gang members peg their cell doors keeping it unlocked and officers often do not know its open I been constantly harassed and threaten by a inmate in B-65 Cell Top Bunk Nick Name "Sesse" AKA GABRIEL RODRIGUEZ A under cover Los Solidos (SRG) Gang member He told me He knew I am a snitch a C.I. and a homo and He threaten me telling me He is going to beat me real bodily and snapp my neck He has constantly been hostile and threatening me I fear for my safety I believe He will carry out his threats Please Move Him THANKS, ". See ^{requests} inclosed a copy of the said Request marked a s "EXHIBIT 6"

47.) Defendant K. Godding did in fact receive plaintiff requests and letters of complaints regards to the unsafe hostile environment in his unit B-Block AKA Baker Block and refused to give written responses but would tour the said unit and talk to plaintiff, at his cell door at B-73 cell he stated to plaintiff regards to his request dated December 14, 2013 of the threats on plaintiff life by inmate Gabriel Rodriguez ("I need to mind my business stop being Lieutenant Columbus and learn to fight like a man") Defendant Godding would often say these unprofessional hostile intimidating mean spirited statements to plaintiff.

48.) Plaintiff wrote a request to Defendant Chapdelaine, the warden at the time of Osborn CI Prison appealing to her dated Dec 2, 2013 stating "Dear warden Chapdelaine I respectfully appeal to you in good faith. I wrote your staff unit manager Captain Godding regards to the high gang activity of the (SRG) Bloods and Los Solidos, in B-Block I have been constantly threaten with bodily harm by inmate called ("s esse") AKA Gabriel Rodriguez, I fear for my safety I wrote Captain Godding a request complaint dated November 14, 2013 seeking that he move the inmate in B-63 cell Rodriguez away from me. He has called me a snitch a C.J. and a Homosexual AKA (Homo). I am extremely afraid he will carry out his threats if he is not moved. Captain Godding has not responded to my requests."

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I seen Him doing Touring B-Block I told him About the Situation He said He got my Request and that I need to mind my Business stop Being Lieutenant Columbo, Learn to Fight Like A MAN! Please see a copy of my Request to him In closed Please HELP me Please Reply. Thank you. 11)

see inclosed EXHIBIT #7 Request dated December 2, 2013 inclosed 49.) Defendant CHAPdelaine received plaintiff Request and failed to Respond to his Request of December 2, 2013 but during her Touring of B-Block she talk to plaintiff she made clear she did receive plaintiff's Request and Read it, and she failed to TAKE ANY ACTION protect the plaintiff BUT was deliberately Indifferent to plaintiff need she often Looked Intoxicated and incompetent when plaintiff want talk to her its clear Defendant CHAPdelaine was Arrested two or more times by the Police DEPARTMENT FOR DRUNK DRIVING and was on the TV NEWS and NEWS PAPERS. she was unstable.

50.) Plaintiff wrote A Request Complaint to Defendant McCormick dated December 18, 2013 as he was the Administrative CAPTAIN at OSBORN C.I. overseeing and Running THE Intelligence security Division of GANGS.

51.) Plaintiff wrote complaints to Defendant McCormick, seeking that he create a safe environment for him and break up the heavy gang activity in unit B-Block where plaintiff was housed. Defendant McCormick failed to reply to plaintiff letter but stated during the main hallway plaintiff talk to him he promise to call plaintiff down to his office and investigate these matters he stated he did in fact receive plaintiff complaints on the high gang activity of the Los Solidos and the Bloods. But failed to take any action.

52.) Plaintiff wrote Defendant McCormick another Request dated December 18, 2013 seeking his urgent intervention and help in said complaint plaintiff stated "Dear Captain McCormick of Intelligence Security Sir. I have wrote Captain Godding, and Warden Chapdelaine, informing them of High Gang Activity of (SRG) AKA security Risk Group Bloods and Los Solidos Gang, I got no reply to my Request to Captain Godding Dated November 14, 2013 or to the warden dated Dec 2, 2013 I have been constantly threaten by a inmate called ("Sesse") AKA Gabriel Rodriguez in B-63 cell he has threaten me with Bodily Harm and called me a snitch and a homo I believe he will carry out his threats please make him urgently also I am very afraid and fear my life is in danger please call me out to talk to me." see enclosed Request dated December 18, 2013 marked as EXHIBIT #8

53.) Defendant McCormick failed to take any action and plaintiff talk to him going as he was walking the OSBORN C.I. Hallway he told plaintiff he got his Request and would for sure call him down but failed to do so or take any action do to the intentional neglect and deliberate indifference of Defendants DURANDA, SEMPLE, QUIROS, LEWIS, WHIDDEN, CHAPDELAIN, MCCORMICK, GODDING, on or about January 5, 2014 on 2nd shift plaintiff also clearly informed Defendants Lindsey, and MALDONADO, a little after the start of 2nd shift of January 5, 2014 in unit B-Block that inmate Gabriel Rodriguez in B-6 cell top bunk had threaten the plaintiff and that plaintiff was having problems with him and plaintiff made clear he fear for his safety and as both Defendants Lindsey, and MALDONADO, had clear knowledge of the serious threat to plaintiff life and intentional failed to act Based on THIS HOURS Later on JANUARY 5, 2014 as plaintiff was let out of his cell unit B-Block T3. to take a shower he was ANTAGONIZED BULLIED and threaten and ASSAULTED By inmate GABRIEL RODRIGUEZ,

54.) Defendants DURANDA, SEMPLE, QUIROS, LEWIS, WHIDDEN, CHAPDELAIN, MCCORMICK, GODDING, LINDSEY, MALDONADO put the plaintiff in this dangerous situation and had full knowledge of the threat to plaintiff's safety and his fear of being sent to OSBORN C.I. and failed to act to prevent the high risk of threat plaintiff safety Based on this on JANUARY 5, 2014 plaintiff was assaulted also Defendants QUIROS, AND WHIDDEN

Continued

Retaliated against the plaintiff for prior law suits and grievances against them and conspired as a team to fail read plaintiff urgent Request For protective custody, and both recommended it be denied shortly after that on JANUARY 5, 2014 plaintiff was badly assaulted in the shower in unit B-Top Shower Beating plaintiff about the head and sides of face and body and choked choked plaintiff so he couldn't scream good for help see letter dated JANUARY 6, 2014 of two pages wrote to Defendant Lizon, on page two of the complaint: Defendant Lizon stated "AN INVESTIGATION WAS COMPLETED A DR. FOR ASSAULT WAS ISSUED TO INMATE ~~Rodriguez~~ Rodriguez," date sign by LT. Lizon JAN 14, 2014 see inclosed Request dated JAN 6, 2014 plaintiff wrote to Defendant Lizon MARKED as EXHIBIT 9

35), Plaintiff again requested protective custody to OSBORN COUNSELOR Long, prepared the protective custody package and Counselor Long after thorough review recommended that plaintiff be GRANTED protective custody status Defendant WARDEN MALDONADO, have a personal vendetta and hate for the plaintiff do to prior law suits and grievances and complaints against him to his superiors. Plaintiff filed a Level 1 Grievance making clear there is a official GANG HIT out on his life. Plaintiff stated "I followed the proper chain of command using A CN 9601 Request form and wrote letters to many prison officials seeking urgent needed Remedy Regards to my safety and security and FEAR FOR MY SAFETY.

continued

Due to GANG Hits and THREATS to my SAFETY thus Filed this Grievance Per Administrative Remedies ADMIN DIR 9.6."

56.) Plaintiff also stated in this Grievance ("I Have A Long History of Protective custody status AKA(PC) I also was A Confidential Informant For Various Police officers/Agents. I Have ongoing Problem with Various inmates I been Labeled A Big SNITCH against Inmates A (CI) Also correctional officers CLAYTON HAVE told inmates IN THE BLOODS GANG I AM A SNITCH and CI Dropping Kites on them") Defendant CLAYTON often called plaintiff a SNITCH and C.I and told inmates plaintiff was a SNITCH SNITCHING ON THE BLOODS GANG he stated to inmates DONT WORRY MORGAN PC package will be Denied, Defendant CLAYTON was telling inmates How they could Assault plaintiff, plaintiff wrote complaints to Defendants LIZON, CURIGHT, MALDONADO THE WARDEN Defendant MALDONADO QUIROS, DURANDA, regards to Defendant CLAYTON MENTIONED conduct all Defendants conspired to cover it up and Allow it to continue, in RETALIATION against the plaintiff for prior complaints against them by plaintiff.

57.) Plaintiff states that during his time in Restrictive Housing unit segregation from JANUARY 5, 2014 through Feb 2014 Defendant 2nd shift officer GONZALEZ escorted him to HOSPITALS For Diabetic testing insulin, and in front of inmates Defendant GONZALEZ call the Plaintiff A SNITCH

Continued

with the intentions to put plaintiff LIFE IN DANGER WITH OTHER INMATES FOR ATTACKS, plaintiff FILED COMPLAINTS TO DEFENDANT LIZON, who conspired to cover it up allowing defendant GONZALEZ to put plaintiff LIFE IN DANGER, DEFENDANT AND SHIFT OFFICER TORRES, also called the plaintiff a SNITCH and sexual PERVERSITY CHILD MOLESTER IN FRONT OF INMATES WITH THE INTENTIONS TO PUT plaintiff LIFE IN DANGER, stating plaintiff was a CHILD MOLESTER WHEN plaintiff HAVE NEVER IN LIFE HAD NO SEXUAL ASSAULT CASES NO RISK OF INJURYS TO NO ONE, plaintiff REPORTED THIS TO DEFENDANTS LIZON, WRIGHT, WARDEN MALDONADO BARONE, who conspired to cover it up allowing this conduct putting plaintiff LIFE IN DANGER.

58.) Plaintiff states that CORRECTIONAL OFFICIALS OFTEN CALLED THE plaintiff a SNITCH for exercise of his rights to file GRIEVANCES and COMPLAINTS AGAINST THEM. Plaintiff states that IN THE MONTH OF MAY 2014 HE WROTE COMPLAINTS ON DEFENDANTS LEIPER and ULM, TO DEFENDANT MANNING and DEFENDANTS LEIPER and ULM FOUND OUT ABOUT IT plaintiff ALSO WROTE COMPLAINTS TO DEFENDANT WARDEN MALDONADO, AGAINST DEFENDANTS LEIPER and ULM and CALLED THE plaintiff a SNITCH, TELLING INMATES THIS IN B. BLOCK UNIT, DEFENDANT ULM SAID SNITCHES GETS STICHES and LEIPER TOLD A INMATE MORGAN SNITCH ON ME and OFFICER ULM TAKE A SOAP and BUST HIM IN THE HEAD WITH IT

59.) Plaintiff state that A protective Package was put in for him at OSBORN C.I. by Counselor Long who is now Counselor supervisor Long, Defendant MALDONADO tard segregation from Around JAN Through Feb 2014. He talk to plaintiff stating He was Recommending plaintiff Request for protective custody be Denied he stated why should he help the plaintiff. All I did was sue him and write him up he stated his supervisor told him he was Denying it for the same Reasons. Plaintiff Filed a Level 1 GRIEVANCE Complaint Dated Feb 14 2014. About this Defendant MALDONADO Responded, on MARCH 14, 2014 Defendant MALDONADO, he Responded stating "After Review there is no evidence to suggest that white inmates get preferential treatment for placement in protective custody."

60.) Plaintiff states that AS FACTS Defendants LEWIS, DRUKENGA, SEMPLER, QUIROS, WHIDDEN, MALDONADO, even though some of these Defendants ARE LATINO, and other Races that often ARE faster to Recommend that A white inmate IS GRANTED protective custody and Recommend more Blacks Be Denied, these Above Defendants HAVE MADE THE Need for protective custody EVEN in plaintiff situation to complex Plaintiff. HE Filed A Level 2 APPEAL of his GRIEVANCE Dated MARCH 14, 2014.

Continued

Defendant QUIROS who recommended his protective custody package be denied responded on MARCH 31, 2014 he states "You are appealing a Level one Grievance regarding protective custody placement discrimination. there is no evidence to substantiate your claims." he denied it

see inclosed Level 1 and 2 Grievance Appeals MARKED AS "EXHIBIT 10" THE BOT WAS MARKED IT STATES "You HAVE exhausted THE DEPARTMENT ADMINISTRATIVE Remedies" Plaintiff wrote many letters to Defendants DURANDA, Semple, QUIROS, pleading for protective custody. Defendants above have discriminated against the Plaintiff and RETALIATED against the Plaintiff OFFERING NO Remedy

61.) Plaintiff filed a special management appeal seeking protective custody as recommended by Defendant Semple dated Feb 19, 2014 Defendant QUIROS staff responded on MARCH 17, 2014 see inclosed appeal marked as "EXHIBIT 11" Plaintiff states that based on Defendants CLAYTON, GONZALEZ, LIZAN, TORRES, LEIPER ULM, calling Plaintiff a SNITCH CONFIRMING what the inmates believed Plaintiff as a SNITCH and Defendants failing to protect Plaintiff. he has been moved from unit to unit and lots inmates every unit Plaintiff goes to at OSBORN CI and GANG members HAVE THREATENED Plaintiff and do all they can to get Plaintiff moved out of these Block as they DONT WANT A SNITCH and Homosexual as the Plaintiff Living next to them.

62.) Defendant's CLAYTON, TORRES, GONZALEZ, LIZON, LEIFER, ulm, in constantly calling the plaintiff a snitch in front of inmates or conspiring to cover up these matters is clearly being correctional officers and supervising Lieutenant Lizon, is intentionally confirming to the inmates prisoners and gang members against the plaintiff that its true and these actions as clearly stated indicated that defendants participated directly in the problem and put plaintiff life in great danger by way of these mention actions is basically Announcing there intentions not to protect: these actions clearly is cruel and unusual punishment and retaliation Plaintiff states do to these mention actions Plaintiff have being moved from unit to unit blocks all around OSBORN C.I. constantly intentional put in dangerous hostile environment with bullying intimidating prisoners and gang members who hate snitches and informants and Homosexuals as the plaintiff is.

63.) Defendants WHIDDEN, MALDONADO, THE WARDEN and QUIROS, LEWIS, SEMPLE, DRURENDO in intentionally recommending Plaintiff request for protective custody be denied, and forcing plaintiff to be in general population living in constant tormenting fear, that at any time he may be assaulted or killed by inmates and the Bloods and Los Solidos and CRIPPS GANG,

Continued

Defendants Warden MALDONADO, WRIGHT, BARONE, LEWIS, QUIROS, SEMPLE, DZURENDA in failing to GRANT PLAINTIFF Protection protective custody status, or even A SPECIAL Needs or NO Inmate CONTACT Needs status IN KNOWING PLAINTIFF IS HATED BY MANY PRISON OFFICIALS and MANY GANG MEMBERS and UNDERGROUND GANG MEMBERS WHO DAILY THREATEN PLAINTIFF TO BE STABED UP and CUT WITH RAZORS, IF HE DOESNT MOVE and THEY DAILY MAKE UP ALL KINDS OF BUGS STORIES OF LIES AGAINST PLAINTIFF TO PRISON OFFICIALS SEEKING TO GET PLAINTIFF MOVED OUT OF ANY UNIT THESE INMATES ARE IN OR THEY WILL ASSAULT HIM, and PLAINTIFF IS NOT GRANTED ANY RELIEF CLEARLY VIOLATES HIS CONSTITUTIONAL RIGHTS, PLAINTIFF HAVE MANY PROFILES, and ACTION MUST BE TAKING. THESE ACTION CONSTITUTE CRUEL and UNUSUAL PUNISHMENT and RETALIATION.

(4.) PLAINTIFF HAVE BEEN MISTREATED and DISCRIMINATED AGAINST and MISTREATED and RETALIATED AGAINST BY INMATES/GANG MEMBERS and the Defendants DZURENDA, SEMPLE, WHIDDEN, QUIROS, WRIGHT, WARDEN MALDONADO, FOR PRIOR LAW SUITS and COMPLAINTS and GRIEVANCES and ALLOW INMATES TO HARASS and ABUSE PLAINTIFF CAUSE HE IS OPENLY GAY, and DUE TO HIS MENTAL DEFECTS and DISABILITIES CLEARLY VIOLATE THE AMERICAN WITH DISABILITIES and REHABILITATION ACT.

65.) Plaintiff wrote Numerous many upon many Requests and complaints to Defendants, Whidden, WARDEN MALDONADO, BARONE, WRIGHT, SEMPLE, DEURENDA, LIZON, seeking to be GRANTED protective custody or special needs ~~or~~ status said Defendants Give the plaintiff the run around and is clearly deliberately indifferent to plaintiff and disregard the constant danger he is in on a daily basis in general population. Defendants QUIROS, SEMPLE, DEURENDA Albus Plaintiff to be denied protective custody or even a special needs status or a no inmate contact status.

Because said Defendants do not want plaintiff at the cheshire C.I. protective custody unit or under a different district administrator other than Defendant QUIROS who Doggs plaintiff out and because plaintiff filed law suits at cheshire C.I. unit that merit was found cases settled. See complaints to Defendant WARDEN MALDONADO, pleading for a way out dated May 19, 2014 it was responded to by Defendant WRIGHT on May 29, 2014 He stated "MR. MORGAN: IF YOUR SAFETY IS IN JEOPARDY YOU NEED TO IMMEDIATELY ALERT STAFF. AT THIS TIME YOU DO NOT MEET THE CRITERIA FOR SPECIAL NEEDS." See enclosed Request dated May 19, 2014 marked as "EXHIBIT 12"

66.) Plaintiff also wrote Defendant WRIGHT a Request dated May 26, 2014 seeking HIS intervention of concerns for HIS SAFETY. He responded to plaintiff on May 28, 2014

Continued

Defendant Wright once again gave Plaintiff the Run Around stating "MR. MORGAN: IF YOU FEEL YOUR SAFETY IS IN DANGER YOU NEED TO IMMEDIATELY REPORT IT TO STAFF" Plaintiff Reported it to him he is a Staff. See Inclosed Request Dated MAY 26, 2014. MARKED AS EXHIBIT #13

67.) Plaintiff again wrote to Defendant Wright stating He was Concern of High Gang Activity Seeking They Be Broken up and to meet with his staff He Res ponded on June 3, 2014 once again offering no Remedy see Inclosed Request Dated MAY 29, 2014 MARKED AS EXHIBIT #14.

68.) Plaintiff Has Exhausted His Administrative Grievance Remedies Regards to Defendants failing to protect him and Being Assaulted on JANUARY 5, 2014 see His Level 1 Grievance Dated JANUARY 14, 2014 and His Level 2 Appeal Dated MARCH 14, 2014 Defendant QUIROS, and MALDONADO Denied it on MARCH 14, 2014 and MARCH 31, 2014 see these Level 1 and 2 Grievance Inclosed MARKED AS "EXHIBIT #15" Plaintiff suffered injuries on JAN 5, 2014 as a RESULT of THE ASSAULT on him by a Gang member see Inclosed incident Medical Report and CLINICAL RECORDS MARKED AS EXHIBIT #16

69.) Plaintiff clearly expressed his concerns regarding the threats made against him to defendants Godding, Chapdelaine, McCormick, MALDONADO, Lindsey, and Defendant Wright by sending him copies of most complaints to all above Defendants. Despite the imminent danger presented to plaintiff safety, defendants Godding, Chapdelaine McCormick, MALDONADO, Lindsey and WRIGHT failed to TAKE NECESSARY ACTION to protect the Plaintiff.

70.) In deliberate disregard to plaintiff's right to be free from violent attacks by fellow inmates specifically GABRIEL RODRIGUEZ, defendants Godding, CHAPDELAIN MCCORMICK, MALDONADO, Lindsey, WRIGHT, QUIROS, SEMPLY, DZURENDA, WHIDDEN, Lewis Refused to place plaintiff in protective custody or otherwise protect plaintiff from attacks.

71.) Therefore based on Defendants Godding, Chapdelaine, McCormick, MALDONADO, and WARDEN MALDONADO, WHIDDEN, Lindsey, WRIGHT, BARONE, QUIROS, SEMPLY, DZURENDA, Lewis, plaintiff was BRUTALLY attacked by the LOS SOLIDOS GANG member Gabriel Rodriguez Beating about the face and body choked in B-Block unit shaver plaintiff scream for help and defendants MALDONADO, and Lindsey Failed to be attentive and stop the attack. NO code was called.

72) Defendants SEMPLE, QUIROS, DZURENDA BARONE know the policies and procedures of the DOC, and on APRIL 30, 2013 Plaintiff new or old Law sentence kicked in on APRIL 30, 2013 and OVER 557 Days Good time Credits plus 239 days more Good time with out ANY notice or hearing or Due process in this matter of docket HUD-CR90-03804 201 For violation of Probation, Plaintiff is intitled to a notice and hearing prior to any Removal of his Good time credits under the old Law Above Defendants policies and Directives is unconstitutional Plaintiff wrote Defendants and filed GRIEVANCE about this matter to no Avail these actions of REPRISAL and taking ADVANTAGE of A Plaintiff with DISABILITIES also violate THE 'AMERICAN WITH Disabilities ACT (ADA) and Plaintiff's 1ST and 14TH Amendments.

LEGAL Claims

73) PARAGRAPHS 1 through 76 are hereby realleged and incorporate by reference as if Fully set forth herein.

74) The INJURIES sustained by the plaintiff were the direct Result of deliberate indifference of the defendants in one or more of the following ways:

A.) Defendants deliberately indifference for plaintiff's safety, Refused to place Plaintiff in protective custody in RETALIATION

B.) Defendants, with deliberately indifference and/or Recklessly disregards their duty to protect the plaintiff an inmate in their care and custody.

C.) Defendants deliberately and/or Recklessly disregarded Mr. Morgan's Numerous Letters complaining of threats against his Life by inmate Gabriel Rodriguez, as a result, inmate Rodriguez was allowed to attack plaintiff in the unit B- Block Top Shower at OSBERN C.I. on JAN 5, 2014.

D.) The defendants deliberately and/or Recklessly disregarded clear indications that inmate Gabriel Rodriguez intended to attack Plaintiff

E.) Through their actions and/or omissions as described above, the defendants failed to protect the plaintiff from a known and imminent danger of serious physical harm in violation of the Eight and Fourteenth Amendment to the United States Constitution

SECOND CAUSE OF ACTION

F.) Paragraphs 1 through 79 are hereby realleged and reasserted despite the plaintiff was on single cell status, and Defendants knew he was hated by many lots of inmates cause he was labeled as a SNITCH and a RAT A CONFIDENTIAL INFORMANT and Homosexual openly GAY. and the threats to his LIFE by inmate Gabriel Rodriguez.

Continued

was intentionally, maliciously and/or wantonly placed in harms way with ^{inmate} GABRIEL RODRIGUEZ, with deliberate and/or reckless disregard for his safety AS a RESULT, the plaintiff was Brutally attacked by inmate RODRIGUEZ

THIRD CAUSE OF ACTION

7.) Defendants Whidden, WARDEN MALDONADO, QUIROS, SEMPLE, AND DEURENDA, Lewis conspired to denied plaintiff's repeated pleas and Request for protective custody in discrimination and outright Retaliation for plaintiff exercising his rights to file complaints and Grievances and prior Law suits against all Above Defendants but not Lewis, these actions of conspiring as a team to Retaliate and Discriminate against the plaintiff based on his Disabilities of mental illness and Diabetes and Race being Black and be fast to Recommend that protective custody For white inmates be GRANTED and for Black inmates who file Grievances and Complaints against prison officials, and prior Law suits Defendants conspired to punish the plaintiff and intentionally Place him in bad hostile unsafe environments Violates the plaintiff's First, Eighth, and Fourteenth Amendments to the Constitution of the United States of America.

FOURTH CAUSE OF ACTION

78) Defendants SEMPLÉ, DEURENDA, QUIROS, BARONE, allowed plaintiff good time credits to be removed of 557 days forfeited and not giving a chance to EARN 239 days good time credits as stated in Paragraphs 1 through 81. Removed and Denied a disabled mentally ill and Plaintiff with disabilities including Diabetes Denying him any notice and not providing him a HEARING in Retaliation Violates his Due process and EQUAL Protection clearly violates the plaintiff's rights of THE FIRST, SIXTH and FORTIETH Amendment of the Constitution of THE UNITED STATES OF THE UNITED STATES OF AMERICA. thus also violates the AMERICANS WITH DISABILITIES ACT and REHABILITATION ACT.

FIFTH CAUSE OF ACTION

79) Defendants LIZON, WARDEN MALDONADO, QUIROS, WRIGHT conspired as a team to RETALIATE against the plaintiff for seeking protective custody status and for complaints and GRIEVANCES and prior LAW SUITS against them plaintiff was Denied protective custody and HIS FEAR OF being forced in general population with ordered GANG HITS on plaintiff LIFE and THREATS Defendant LIZON RETALIATED against the plaintiff GIVING him A CLASS A DISCIPLINARY REPORT dated Feb 7, 2014 CHARGE Flagrant Disobedience. plaintiff was forced to plead Guilty to it OR FACE HEAVY SANCTIONS. Defendants MALDONADO, WRIGHT, and QUIROS, ordered Defendant LIZON to issue him the DR. TICKET in REPRISAL thus violate plaintiff rights of THE 1st, EIGHTH and FORTIETH Amendment of THE UNITED STATES CONSTITUTION.

Continued

see inclosed the copy of THE DISCIPLINARY REPORT Dated Feb 7, 2014
MARKED as EXHIBIT #17

see ALSO inclosed 2 photos of plaintiff INJURYS in Black IN White
BUT THE color PHOTOS so plaintiff INJURYS more CLEAR and better

see THE inclosed MARKED as EXHIBIT #18

Paragraph 1 through 81 are hereby realleged and reasserted and
incorporated by reference as fully set forth herein.

the Defendants Correctional Prison officials actions and inactions
constitute a deliberate deprivation and/or indifference to the
Constitutional and civil rights of the plaintiff, which demonstrates
a complete failure in the training and/or supervision of said officers
correctional Prison officials. by Defendants Semple, DZURENDA,
QUIROS, WRIGHT, BARONE, MALDONADO THE WARDEN.

80) This failure to Adequately train and/or supervise said corrections
officers in prevention and response to Prison assaults/disturbances
allows inmates full opportunity to Assault other inmates constitute
deliberate to the physical well-being of the plaintiff,

81) said defendants commissioner JAMES E. DZURENDA, and
Deputy Commissioner of operation SCOTT S. SEMPLE, NORTH DISTRICT
ADMINISTRATOR ANGEL QUIROS, WHIDDEN, WARDEN MALDONADO, LEWIS
actions and/or inactions described above, constitute a violation of
his 1st EIGHTH and fourteenth Amendment Rights under the united
Constitution as Secured by 42 U.S.C. § 1983 and (ADA)

SIXTH CAUSE OF ACTION

82) Defendant MANNING conspired to allow and cover up the Retaliation and outrageous intentional conduct of his staff's Defendants Correctional Officers ULM, LEIPER, intentionally put plaintiff's life in danger by retaliating against him by writing GRIEVANCES and Request Complaints against them to Defendants CAPTAIN MANNING, and WARDEN MALDENADO, in his inclosed complaints MARKED as EXHIBIT #19 in calling the plaintiff a SNITCH in front of many inmates putting his life in great DANGER and ANTAGONIZING and Taunting him thus violates the plaintiff's constitutional rights under the 1st and Eighth, and Fourteenth Amendment under the United States Constitution Defendant JEANOTT HAD FULL KNOWLEDGE OF Defendants ULM, AND LEIPER RETALIATION OF THE PLAINTIFF and failed to deter it but allowed it to continue.

SEVENTH CAUSE OF ACTION

83) Defendants LIZON, BARONE, WRIGHT, WARDEN MALDENADO QUIROS, JEANOTT, knew of Defendants CLAYTON, GONZALEZ, TORRES, constantly called the plaintiff a SNITCH and told other inmates he was a SNITCH and failed to stop it and conspired to cover it up in RETALIATION SAID ACTIONS and INACTIONS by all above Defendants violated plaintiff 1st 8TH, and 14TH. under the United States Constitution.

PRIOR LAWSUITS

The plaintiff has not begun other lawsuits in state or Federal Court dealing with the same facts involved in this action.

The plaintiff has filed three other cases related to his conditions of confinement, MORGAN V. MURPHY, et al 3:10-cv-01361 (HBF)

MORGAN V. ARNONE, et al. 3:11-cv-1495 (SBA)

and MORGAN V. BERNARD, et al. 3:12-cv-00983 SRU

PREVIOUSLY DISMISSED ACTION OR APPEALS

This plaintiff has had around or about two civil actions

dismissed MORGAN V. Rawland, et al 3:01-cv-01107 (CFD)

and it was dismissed on Summary Judgment on Technical

Grounds I believe, and the appeal to this same case also

was dismissed as Lack of merit or Appeals Grand as a failure to state a claim relief can be granted I believe it was a

long time ago.

Court Two

The plaintiff Lloyd George Morgan, Jr. Further says:

1. Pursuant to the Provisions of 28 U.S.C. Section 1367, the supplemental Jurisdiction of this Court is invoked as to the Claims of this Court, which arise under statutes and Common Law of the State of Connecticut.
2. This action for money damages to redress the deprivation by the defendants of rights secured to the plaintiff by the state of Connecticut The defendants with the assistance, complicity, and in conspiracy with each other, subjected the plaintiff to the tort of intentional infliction of emotional distress and tort of negligence.

84) Paragraphs 1 through 89 of this Complaint and OR Court one are hereby incorporated.

In the manner described above the defendants further committed the tort of intentional infliction of emotional and psychological distress, in that they intentionally and/or recklessly caused the plaintiff severe emotional and psychological distress and hurting his mental health by their intentional extreme and outrageous conduct, as described above, the acts and omissions of the defendants, as outlined above, were the proximate cause of damages to the plaintiff as set out in Court one above. Therefore, the plaintiff is entitled to relief under the Laws of Connecticut and Provisions of which are invoked under this Honorable Respected Courts Supplemental Jurisdiction.

85) The defendants subjected the plaintiff to the tort of negligence in their duties in that they jointly and severally owed him a duty to protect him from injury and attack by other inmates, in as much as he was in their custody. Therefore, insofar as each defendant allowed the plaintiff to be subjected to illegal and tortious conduct by the other.

86) The actions and/or omissions of the defendants violated state law in that the defendants failed to exercise ordinary care for the plaintiff's protection by keeping him safe-free from harm.

87) Defendants Commissioner James E. Dzurenda, Deputy Commissioner of operations Scott S. Sempere, Warden Whidden, Maldonado, District Administrator Angel Quiros, Captains Godding, McCormick, Manning, Lizon, failed to properly train and/or supervise said correctional prison staff's to prevent retaliation and inmate on inmate attacks.

88) This failure to adequately train and/or supervise said correctional staff's/officers in prevention and response to prison assaults/disturbances allows inmates full opportunity to assault other inmates constituting deliberate indifference to the physical well-being of the plaintiff.

89) as a result of the defendants conduct, the plaintiff suffered severe injuries including injuries to his head face neck, and abrasions, on his face neck, The plaintiff sustained further and permanent emotional and psychological scarring as a result of the attack and also remains in continual and constant fear of being attacked or killed by gang members and vicious inmates in general population the plaintiff also suffers from continued psychological and emotional injury and pain and suffering.

DEMAND FOR JURY TRIAL

This complaint contains a jury demand pursuant to Rule 38(b) of Federal Rules of procedure and the plaintiff's rights secured under the seventh amendment to the united states constitution. Plaintiff respectfully demands a trial by jury on all triable issues herein.

PRAYER FOR RELIEF

WHEREFORE, plaintiff's requests this court grant this court grant following relief

1 Declaratory relief that the defendants' acts, policies, and practices procedures herein described

and complained of violated plaintiff's rights under the united

states constitution Plaintiff seek injunctive relief for a

injunction only in and sues in their official capacities

also for only injunctive relief

- 2.) Compensatory damages in the Amount that the Jury and court see fit as Proven at JURY TRIAL.
- 3.) Punitive Damages in the Amount as proven by JURY TRIAL as the court see fit
- 4.) AWARD plaintiff the cost of this action to be charged to the Defendants, and Reasonable attorney's fees pursuant to: 42 U.S.C. § 1988; Per the Attorneys Fees AWARD ACT.
- 5.) Plaintiff Demands A JURY TRIAL.
- 6.) Such other relief that the court deems to be appropriate and Just.

VERIFIED COMPLAINT FOR DAMAGES

AND INJUNCTIVE RELIEF

AFFIDAVIT OF LLOYD GEORGE MORGAN, JR.

Lloyd George Morgan, Jr having been duly sworn, testifies and affirms as follows:

1. I am over eighteen years of age and understand the obligation of an oath.
2. I am making this affidavit on the basis of personal knowledge.
3. I am the plaintiff filing this Prisoners civil rights Law suit complaint in good faith give also verification I swear and declare under the PENALTY OF Perjury that the facts in this Complaint are true and Based on the evidence of the inclosed EXHIBITS.

RESPECTFULLY SUBMITTED

BY THE PLAINTIFF

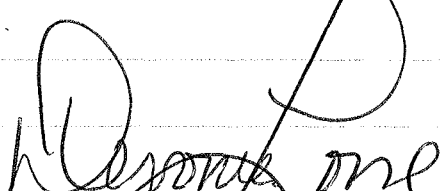
By: Lloyd George Morgan Jr

LLOYD George Morgan, Jr, # 117796
OSBORN CORRECTIONAL INSTITUTION
335 BILTON ROAD
P.O. Box 100
SOMERS, CT 06071

By Lloyd George Morgan Jr
THE PLAINTIFF

STATE OF CONNECTICUT } ss: _____ Connecticut
COUNTY OF Tolland } _____

subscribed and sworn to before me, this 17th day of
June ~~11~~ 2014



NOTARY PUBLIC
Commissioner of Superior Court
DATE 1/31/2019 2014

DEVONIA M. LONG
NOTARY PUBLIC
My Commission Expires 1/31/2019