

10-1-17

INMATE REQUEST TO STAFF

TO: MR. BILBAEY: SIS,

ACCORDING TO INMATE DISCIPLINE PROGRAM #335 STATES:
COMMUNICATING GANG AFFILIATION; PARTICIPATING IN GANG
RELATED ACTIVITIES; POSSESSION OF PARAPHERNALIA INDICATING GANG AFFILIATION.

- PLEASE EXPLAIN WHAT EXACTLY CONSTITUTES A GANG?
- AND COMMUNICATING GANG AFFILIATION?
- PARTICIPATING IN GANG RELATED ACTIVITIES?
- POSSESSION OF PARAPHERNALIA INDICATING GANG AFFILIATION?

THANK U!

T. SILVERSTEIN #14634-116, D-309

INFORMAL RESOLUTION FORM

Notice to Inmate: Inmates have the responsibility to use this Program in Good Faith and in an Honest and Straightforward manner.

Inmate Name: THOMAS SILVERSTEIN
Unit: D

Reg. No. 14634-116
Date: 11-20-17

NOTICE TO INMATE: You are advised that normally prior to filing a Request for Administrative Remedy, BP-229(13), you must attempt to informally resolve your complaint through your Correctional Counselor. Please follow the steps listed below:

1. State your complaint (single complaint or a reasonable number of closely related issues):

MR. BILBREY NOT ANSWERING MY 10-1-17 INMATE REQUEST TO STAFF (SEE ATTACHMENT.)

(If more space is needed, you may use up to one letter size (8 1/2 x 11) continuation page. You must also submit one copy of supporting exhibits. (Exhibits will not be returned with the response to BP-229(13) responses.))

2. State what resolution you expect: ANSWER MY "REQUEST TO STAFF" SO I

I KNOW WHAT THEY CONSIDER A RULE VIOLATION

ACCORDING TO P.S. #335 AND KNOW WHAT NOT TO DO SO I'M NOT SUBJUGATED TO STAFFS, CAPRICIOUS INTERPRETATION.

Inmate's Signature: T. Silverstein

Date: 11-20-17

Counselor's Signature: SL 21L

Date: 11-28-17

Department Involved: SIS

Date Assigned: _____ Due Date: _____

Department's Response regarding Complaint: Spoke with SIS, they stated

They have reviewed your complaint and have addressed all these

issues with you several times when they spoke with you at your cell.

Department Head Signature: _____

Date: _____

Unit Manager's Review: _____

Date: _____

Informally Resolved: _____

Date: 11/28/17

	BP-8 ISSUED	BP-8 RETURNED	BP-9 ISSUED	BP-9 RETURNED	REMEDY CLERK
DATE	<u>11-20-17</u>	<u>11-21-17</u>	<u>11-29-17</u>	<u>12-11-17</u>	
TIME					
COUNSELOR	<u>SL</u>	<u>SL</u>	<u>SL</u>	<u>SL</u>	

923144 92500

REQUEST FOR ADMINISTRATIVE REMEDY

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

From: SILVERSTEIN, THOMAS, E. 14634-116 D FLORENCE
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

Part A- INMATE REQUEST *B.P.8 RESPONSE STATES THAT I SPOKE W/ THE SIS WHO ADDRESSED ALL THE ISSUES RAISED IN MY COPOUT. I BEG TO DIFFER. SO REQUEST THAT THESE ISSUES ARE ADDRESSED IN WRITING SO I KNOW WHAT THE RULES ARE SPECIFICALLY, ESPECIALLY SINCE EACH SIS CO HAVE THEIR OWN OPINION OR WHAT VIOLATES THE RULE.*

12-8-17

DATE

Thomas E. Silverstein

SIGNATURE OF REQUESTER

Part B- RESPONSE

RECEIVED

DEC 11 2017

ADX AW Office

DATE

WARDEN OR REGIONAL DIRECTOR

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

ORIGINAL: RETURN TO INMATE

CASE NUMBER: 925000-F1

CASE NUMBER: _____

Part C- RECEIPT

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

SUBJECT: _____

DATE

RECIPIENT'S SIGNATURE (STAFF MEMBER)



REJECTION NOTICE - ADMINISTRATIVE REMEDY

AS DEC 20 2017

DATE: ~~DECEMBER 15, 2017~~

74
FROM: ADMINISTRATIVE REMEDY COORDINATOR
FLORENCE ADMAX USP

TO : THOMAS EDWARD SILVERSTEIN, 14634-116
FLORENCE ADMAX USP UNT: D QTR: D03-110L
PO BOX 8500
FLORENCE, CO 81226

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

REMEDY ID : 925000-F1 ADMINISTRATIVE REMEDY REQUEST
DATE RECEIVED : DECEMBER 11, 2017
SUBJECT 1 : OTHER OPERATIONS
SUBJECT 2 :
INCIDENT RPT NO:

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

REJECT REASON 2: PROVIDE STAFF VERIFICATION STATING REASON UNTIMELY FILING
WAS NOT YOUR FAULT.

REJECT REASON 3: YOU MAY RESUBMIT YOUR REQUEST IN PROPER FORM WITHIN
5 DAYS OF THE DATE OF THIS REJECTION NOTICE.

REMARKS : YOU ARE FILING AN ADMINISTRATIVE REMEDY 71 DAYS
AFTER YOU SENT A REQUEST TO STAFF AND DID NOT
RECEIVE A RESPONSE.

*THIS IS WHAT THEY DO WHEN THEY DON'T WANNA
ANSWER A COMPLAINT*

4

**FEDERAL CORRECTIONAL COMPLEX
FLORENCE, COLORADO
INFORMAL RESOLUTION FORM**

Notice to Inmate: Inmates have the responsibility to use this Program in Good Faith and in an Honest and Straightforward manner.

Inmate Name: THOMAS SILVERSTEIN Reg. No. 14634-116
Unit: D Date: 12-21-17

NOTICE TO INMATE: You are advised that normally prior to filing a Request for Administrative Remedy, BP-229(13), you must attempt to informally resolve your complaint through your Correctional Counselor. Please follow the steps listed below:

1. State your complaint (single complaint or a reasonable number of closely related issues):
 MY BP-9 "12500" WAS REJECTED AS "UNTIMELY" I ATTEMPTED TO INFORMALLY RESOLVE MY COMPLAINT BY SUBMITTING A WRITTEN REQUEST TO STAFF. I AM UNAWARE OF HOW LONG STAFF HAVE TO REPLY. SO I HAVE HAD AN UNPLEASANT TIME. BUT HE DIDN'T RESPOND. SO I FILED. POLICY STATES I MUST ATTEMPT TO INFORMALLY RESOLVE MY COMPLAINT, BUT FAILS TO SAY HOW LONG THAT IS. I DID FILE MY REQUEST WITHIN 20 DAYS OF MY COMPLAINT. UNTIL ITS STATED HOW LONG I SHOULD WAIT FOR STAFF TO ANSWER MY COMPLAINTS. I SHOULDNT BE PENALIZED FOR ATTEMPTING TO INFORMALLY RESOLVE MY COMPLAINT.
 PLEASE RECONSIDER THIS POLICY AMBIVALENCE + ADVISE ME OF HOW LONG I SHOULD WAIT FOR STAFF TO ANSWER A COMPLAINT + ALLOW MY B.P.9 TO BE ADDRESSED. THANK U!
 B.P.9 #12500 - FI ATTACHED.

(If more space is needed, you may use up to one letter size (8 1/2 x 11) continuation page. You must also submit one copy of supporting exhibits. (Exhibits will not be returned with the response to BP-229(13) responses.))

2. State what resolution you expect: RECONSIDER FILING MY ORIGINAL COMPLAINT AND TOLD HOW LONG I SHOULD WAIT FOR STAFF TO ANSWER A COMPLAINT BEFORE FILING ACCORDING TO POLICY.
I WAS GIVEN THIS BACK TO RESUBMIT 1-2-18

Inmate's Signature: THOMAS SILVERSTEIN Date: 1-2-17

Counselor's Signature: SL 216 Date: 1-8-18

Department Involved: ADMIN REMEDY Date Assigned: _____ Due Date: _____

Department's Response regarding Complaint: Need to state a resolution and sign and date. Please resubmit.

This issue has already been addressed and rejected for untimeliness and will not be reconsidered.

Department Head Signature: _____ Date: _____

Unit Manager's Review: HSS Date: 1/8/18

Informally Resolved: _____ Date: _____

	BP-8 ISSUED	BP-8 RETURNED	BP-9 ISSUED	BP-9 RETURNED	REMEDY CLERK
DATE	<u>12-21-17</u>	<u>1-3-18</u>		<u>1/11/18</u>	
TIME					
COUNSELOR	<u>SL</u>	<u>SL</u>		<u>un</u>	

928141 (5)

REQUEST FOR ADMINISTRATIVE REMEDY

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

From: SILVERSTEIN, THOMAS, E. 14634-116 D FLORENCE
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

Part A- INMATE REQUEST *BAB RESPONSE STATES THIS ISSUE HAS ALREADY BEEN ADDRESSED. PLEASE ADVISE HOW EXACTLY I'VE NOT BEEN GIVEN NOR TOLD HOW LONG I SHOULD WAIT FOR STAFF TO ANSWER MY 'LOP OUTS' PRIOR TO FILING, BEFORE IT'S UNTIMELY. PLEASE GIVE ME THE POLICY STATING HOW MUCH TIME I HAVE TO WAIT FOR STAFF TO ANSWER LOP OUTS. THANK U!*

1-10-18

DATE

Thomas E. Silverstein
SIGNATURE OF REQUESTER

Part B- RESPONSE

RECEIVED
JAN 11 2018
ADX Warden's Office

DATE

WARDEN OR REGIONAL DIRECTOR

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

ORIGINAL: RETURN TO INMATE

CASE NUMBER: 928141-F1

CASE NUMBER: _____

Part C- RECEIPT

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

SUBJECT: _____

DATE

RECIPIENT'S SIGNATURE (STAFF MEMBER)



Your Request for Administrative Remedy dated January 10, 2018, and received in this office January 11, 2018, has been reviewed. Specifically, you request the policy which states how much time you have to wait for staff to answer a request or informal resolution.

A review of the issue raised in your Request for Administrative Remedy has been conducted. The results of the review revealed Program Statement 1330.18, Administrative Remedy Program, Section 8, states, the deadline for completion of informal resolution and submission of a formal written Administrative Remedy Request, on the appropriate form (BP-9), is 20 calendar days following the date on which the basis for the Request occurred. Furthermore, Institutional Supplement FCC 1330.18B, Administrative Remedy Program, Section V, Subsection C, states, "Ordinarily, the unit staff will complete the attempt at informal resolution within three (3) days, excluding weekends and holidays." The unit Correctional Counselor will then forward the documentation to the Unit Manager for review. Subsection D, states, If further efforts at Informal Resolution are deemed necessary or helpful, the Unit Manager will assist the Correctional Counselor in continued efforts to resolve the complaint. If Informal Resolution is not possible, the Unit Manager will sign the completed form and return it to the Counselor, who may then give the inmate a BP-229(13) form, if he so requests.

Based on the above, you will need to complete your Informal Resolution Form in a timely manner so you can submit your Administrative Remedy Request (BP-9) no later than 20 calendar days following the date of incident.

Accordingly, this response to your Request for Administrative Remedy is for informational purposes only. In the event you are not satisfied with this response and wish to appeal, you may do so within 20 calendar days of the date of this response by submitting a BP-230(13) to the Regional Director, Federal Bureau of Prisons, North Central Regional Office, Gateway Complex, Tower II, 8th Floor, 400 State Avenue, Kansas City, Kansas 66101-2492.



P. Klein, Acting Warden

2-14-18

Date

(78) 7