

## 1998 QUARTERLY LITIGATION REPORT

### FIRST QUARTER

#### I. SIGNIFICANT HEARINGS AND TRIALS

##### **MID ATLANTIC**

Fuller v. Moore, FCI Petersburg. On October 1, 1997, the Fourth Circuit held oral argument in this 3621(e) case involving a two point sentencing enhancement. The panel indicated from the bench that they were going to follow Downey and Roussos. On December 29th, the Fourth Circuit followed Downey and Roussos and held we could not consider a 2-point enhancement when determining whether an inmate was "convicted of a nonviolent offense."

##### **NORTHEAST REGION**

Li v. Cannorozzi et al., MCC New York. Appellant, former inmate, Jian An Li, 44661-053, filed an appeal of the jury verdict returned in favor of the Bivens defendants (case involved allegations of excessive use of force at MCC New York). On November 17, 1997, oral argument was heard before the Court of Appeals for the Second Circuit concerning the District Court's decision to exclude the deposition of a witness unavailable at the time of the trial.

#### II. SETTLEMENTS AND AWARDS

##### **MID ATLANTIC REGION**

Cornett v. U.S., FCI Memphis. Federal Tort Claims Act (FTCA) case involved a cell fire in which the Court awarded damages of \$1,665.23 for lost property.

Ahart v. U.S., FCI Milan. This FTCA case involving loss of inmate property when transferred from Milan, was settled for \$50.00. The original FTCA claim was for \$200.

##### **NORTH CENTRAL REGION**

Sellers v. U.S., USP Marion. FTCA case for lost or misplaced legal books tried to Magistrate Judge following two district court reversals at the appellate level. Judgment in favor of inmate entered for \$1,633.75.

##### **NORTHEAST REGION**

Hill v. U.S., FCI Danbury. Former inmate Richard Hill, 36850-066, filed this FTCA action alleging false imprisonment due to negligence. The case was settled for \$5,000.

### **SOUTH CENTRAL REGION**

Martinez v. U.S., FCI La Tuna. An offer of settlement in the amount of \$25,000 in this FCI La Tuna medical malpractice case has been approved.

### **III. PENDING CASES OF INTEREST**

#### **NORTH CENTRAL REGION**

Patel v. Wooten, et al., FCC Florence, (10th Cir.), Case No. 97-1083, (1997 WL 764570). The Court of Appeals reversed and remanded the dismissal of this Bivens action against BOP staff. Patel is a Hindu who complained that the Common Fare Program at FCI Florence violated his religious rights under the First Amendment and RFRA. In addition, the failure to provide pork substitutes to Jews and Moslems and not meat substitutes for Hindus violated equal protection. The Court of Appeals found that RFRA was declared unconstitutional and did not address the RFRA claims. The court concluded that Patel's right to a religious diet was clearly established in 1994 and the defendants were not entitled to qualified immunity. The matter is under consideration of appointment of private counsel and reconsideration by the panel.

Bush v. Pitzer, FCI Oxford, (7th Cir.). The Seventh Circuit affirmed the district court's decision which denied an inmate early release under 18 U.S.C. 3621. While the court sided with the district court and found that the inmate's crime of selling numerous weapons to gang-members was a crime of violence, it objected to the BOP's use of sentence enhancements in making this determination.

#### **NORTHEAST REGION**

Stiver v. Meko, 130 F.3d 574 (3d Cir. 1997), FCI McKean. On November 28, 1997, the U.S. Court of Appeals for the Third Circuit upheld BOP's denial of early release eligibility on the basis of a prior violent conviction. Appellee, Robert C. Stiver, 04540-068, an inmate at FCI McKean, alleged that he was unlawfully denied 3621(e) early release eligibility because of prior convictions for aggravated assault and armed robbery. The Court of Appeals affirmed the District Court and held that the BOP's interpretation of the statute, and subsequent issuance of the regulation, to apply to prior offenses as well as current offenses was a reasonable accommodation of Congress' goal.

**SOUTHEAST REGION**

Jose Fernandez-Figueroa v. Franco, et al., Case No. 95-1791  
(D. Puerto Rico) (Appeal No. 97-2081) (1st Cir.).

The Solicitor General declined to authorize DOJ appeal of this case. One of the defendants against whom the \$1.00 judgment was entered has requested that DOJ pay for private counsel to pursue the appeal. We have recommended this and a decision is pending. The Rule 60 Motion for Relief from Judgment is still before the district court.

**SOUTH CENTRAL REGION**

Clark v. U.S., 3:95-CV-702-T. The district court granted sentencing credit to defendant for the time period when the state transferred him to federal custody for commencement of sentence until the staff later learned the state improperly released him to federal custody. The Regional Office is recommending appeal. The U.S. Attorney's Office has not yet agreed to support our position.

QUARTERLY REPORT - ADMINISTRATIVE REMEDIES

OCTOBER THRU DECEMBER 1997

Administrative Remedy data is provided directly from the Key Indicator (KI/SSS) system. The first three of the attached reports show information on institution filings, regional appeals, and central office appeals aggregated for the Bureau as a whole (BOP - All Institutions). The remaining six reports display by region aggregate information in regional appeals filed by inmates in all institutions in that particular region.

Administrative Remedy data for Community Corrections is provided in Part II of this Quarterly Report.

Some observations about the data in the attached reports are as follows.

- o The total number of filings for this quarter showed a increase at the institution level, the regional level, and the central office level. Institution filings went from 3,854 to 3,873, regional appeals from 2,228 to 2,289 and central office appeals from 962 to 1,033.
- o Grant rates for this quarter decreased at the institution level, regional office level, and the central office level. The grant rate at the institution level for this quarter was 14.8%, compared to 14.9% last quarter. The grant rate at the regional office level was 9.0%, compared to 9.7% the previous quarter. The grant rate at the central office level was .6%, compared to 1.1% the previous quarter.
- o Staff Complaints again surpassed UDC Actions as the highest category at the institution level but slightly decreased from the previous quarter (16.2% or 623 of the 3,854 filed compared to 15.5% or 600 of the 3,873 filed this quarter).
- o UDC Actions was the second highest category at the institution level. UDC Actions made up 14.7%, or 571 of the 3,854 requests filed. Last quarter, UDC Actions also ranked as the second highest category at 14.6% or 563 of the 3,854 requests filed.

o Other categories in the top ten at the institution level were: Medical (11.5%), Institution Operations (7.3%), Classification (7.3%), Legal (5.4%), Institution Programs (5.1%), Transfer (4.9%), Work Assignments (4.6%), and Jail Time (3.7%). The categories in the top ten remained fairly constant. However, Special Housing complaints, which had ranked in the top ten for most of 1996, did not appear in the top ten ranking again this quarter. Community Programs, which had appeared in the top ten for the last quarter of 1996 and the first quarter of 1997, due to inmates being denied early release eligibility based on ineligibility for community programs, did not make the top ten for the third consecutive quarter.

o The highest number of regional appeals (546) was filed in the North Central Region, which has the fifth lowest number of inmates (14,949). The lowest number of appeals (273) was filed in the Western Region, which has the lowest number of inmates (12,721). The Mid-Atlantic Region had the second highest number of appeals filed (441), with the fourth lowest number of inmates (16,938). Last quarter, the Mid-Atlantic Region had the highest number of appeals. That was the first time a region had surpassed the North Central Region, which has had the highest number of appeals since January 1995.

o The highest percentage of grants at the regional office level was in the Northeast Region (12.4% or 46). Thirty of the 46 grants were in the DHO Appeals and UDC Actions categories. The second highest percentage of grants was in the Western Region (12.1% or 32). Nineteen of the 32 grants were in the DHO Appeals and UDC Actions categories. The lowest number of grants (26 or 4.6%) was in the North Central Region, which conversely has the highest number of appeals.

o At the central office level, filings for DHO appeals was the highest category (19.2% or 198). This is a decrease from last quarter (22.5% or 216).

o For central office appeals, Staff Complaints was the second highest category (10.3%, or 106). The remaining categories in the top five were: Jail Time (9.7% or 100), Medical (8.0% or 83), and Classification (7.7% or 80).

o At the central office level, the response time was 25.65 days, compared to 31.05 days the previous quarter. At the regional office level, the response time was 26.76 days. At the institution level, the response time was 16.22 days.

ADMINISTRATIVE REMEDIES TRACKING DATA  
 INSTITUTION FILINGS FOR:  
 BOP ALL INSTITUTIONS

Institution Security Level:

Region: BOP

Number of Inmates in Population: 101769.61 (average daily over time span)

\* \* \* \* \*

Filed During Period: 3873 Rate Filed Per 100 Inmates: 3.81  
 Answered During Period: 3863 Pending at End of Period: 1145  
 Answered On Time: 3583 ( 92.8%) Overdue: 320  
 Average Time for Response: 16.22 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	341 6.9%	59 5.5%	282 7.3%	*	277 7.2%	37 13.4%
Non-mail Com	29 0.6%	5 0.5%	24 0.6%	*	26 0.7%	3 11.5%
Comm Prgms	146 3.0%	15 1.4%	131 3.4%	*	118 3.1%	14 11.9%
Staff	792 16.0%	192 17.9%	600 15.5%	*	627 16.2%	69 11.0%
Control Unit	6 0.1%	1 0.1%	5 0.1%	*	5 0.1%	0 0.0%
DHO Appeals	58 1.2%	42 3.9%	16 0.4%	*	12 0.3%	3 25.0%
Environ/Rec	71 1.4%	18 1.7%	53 1.4%	*	56 1.4%	6 10.7%
Facilities	84 1.7%	13 1.2%	71 1.8%	*	76 2.0%	18 23.7%
Operatn Program	354 7.2%	70 6.5%	284 7.3%	*	273 7.1%	61 22.3%
Legal	238 4.8%	40 3.7%	198 5.1%	*	190 4.9%	21 11.1%
Mail	270 5.5%	61 5.7%	209 5.4%	*	202 5.2%	38 18.8%
Srch/Restrnt	102 2.1%	15 1.4%	87 2.2%	*	81 2.1%	9 11.1%
Spec Housing	26 0.5%	8 0.7%	18 0.5%	*	16 0.4%	2 12.5%
Transfer	207 4.2%	70 6.5%	137 3.5%	*	131 3.4%	19 14.5%
UDC Actions	251 5.1%	60 5.6%	191 4.9%	*	191 4.9%	23 12.0%
Visiting	755 15.3%	184 17.2%	571 14.7%	*	584 15.1%	92 15.8%
Work Assign	76 1.5%	19 1.8%	57 1.5%	*	64 1.7%	9 14.1%
	228 4.6%	51 4.8%	177 4.6%	*	176 4.6%	21 11.9%
Dental Care	29 0.6%	4 0.4%	25 0.6%	*	26 0.7%	6 23.1%
Forced Med	1 0.0%	0 0.0%	1 0.0%	*	1 0.0%	1 100.0%
Medical	531 10.7%	84 7.8%	447 11.5%	*	442 11.4%	100 22.6%
Disability	19 0.4%	2 0.2%	17 0.4%	*	18 0.5%	4 22.2%
Mental Hlth	22 0.4%	5 0.5%	17 0.4%	*	17 0.4%	2 11.8%
Jail Time	165 3.3%	20 1.9%	145 3.7%	*	149 3.9%	9 6.0%
Records	53 1.1%	13 1.2%	40 1.0%	*	40 1.0%	4 10.0%
Sentence Com	90 1.8%	20 1.9%	70 1.8%	*	65 1.7%	2 3.1%
TOTALS:	4944 100.0%	1071 100.0%	3873 100.0%	*	3863 100.0%	573 N/A
% of Submitted:	100.0%	21.7%	78.3%	*		
% of Answered:				*	100.0%	14.8%

Reason for Rejection:

Untimely 138 ( 12.9%) Wrong level 46 ( 4.3%)  
 Informal resolution 401 ( 37.4%) Re-submit 372 ( 34.7%)  
 Comments 0 ( 0.0%) Other 313 ( 29.2%)

Date of request: 01/12/98:14.20

Summary Period: 22Sep97 thru 21Dec97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
BOP ALL INSTITUTIONS

Institution Security Level: Region: BOP

Number of Inmates in Population: 101769.61 (average daily over time span)

\* \* \* \* \*

Filed During Period: 2289 Rate Filed Per 100 Inmates: 2.25  
Answered During Period: 2264 Pending at End of Period: 725  
Answered On Time: 2172 ( 95.9%) Overdue: 21  
Average Time for Response: 26.76 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	227 6.9%	57 5.6%	170 7.4%	166 7.3%	16 9.6%	*
Non-mail Com	9 0.3%	2 0.2%	7 0.3%	7 0.3%	1 14.3%	*
Comm Prgms	79 2.4%	28 2.7%	51 2.2%	55 2.4%	1 1.8%	*
Staff	406 12.3%	184 18.0%	222 9.7%	212 9.4%	11 5.2%	*
Control Unit	4 0.1%	1 0.1%	3 0.1%	1 0.0%	0 0.0%	*
DHO Appeals	1034 31.2%	301 29.5%	733 32.0%	677 29.9%	78 11.5%	*
Facility/Rec	28 0.8%	4 0.4%	24 1.0%	26 1.1%	1 3.8%	*
Operatn	28 0.8%	7 0.7%	21 0.9%	20 0.9%	0 0.0%	*
Program	130 3.9%	38 3.7%	92 4.0%	80 3.5%	2 2.5%	*
Legal	122 3.7%	29 2.8%	93 4.1%	97 4.3%	6 6.2%	*
Mail	117 3.5%	34 3.3%	83 3.6%	80 3.5%	5 6.3%	*
Srch/Restrnt	39 1.2%	12 1.2%	27 1.2%	30 1.3%	0 0.0%	*
Spec Housing	9 0.3%	1 0.1%	8 0.3%	6 0.3%	0 0.0%	*
Transfer	69 2.1%	22 2.2%	47 2.1%	43 1.9%	2 4.7%	*
UDC Actions	168 5.1%	57 5.6%	111 4.8%	122 5.4%	3 2.5%	*
Visiting	254 7.7%	86 8.4%	168 7.3%	178 7.9%	49 27.5%	*
Work Assign	37 1.1%	17 1.7%	20 0.9%	20 0.9%	0 0.0%	*
Dental Care	85 2.6%	31 3.0%	54 2.4%	53 2.3%	5 9.4%	*
Forced Med	6 0.2%	1 0.1%	5 0.2%	7 0.3%	2 28.6%	*
Medical	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Disability	222 6.7%	57 5.6%	165 7.2%	156 6.9%	7 4.5%	*
Mental Hlth	11 0.3%	2 0.2%	9 0.4%	10 0.4%	1 10.0%	*
Jail Time	6 0.2%	1 0.1%	5 0.2%	4 0.2%	0 0.0%	*
Records	133 4.0%	26 2.5%	107 4.7%	121 5.3%	11 9.1%	*
Sentence Com	31 0.9%	10 1.0%	21 0.9%	48 2.1%	1 2.1%	*
TOTALS:	57 1.7%	14 1.4%	43 1.9%	45 2.0%	2 4.4%	*
% of Submitted:	3311 100.0%	1022 100.0%	2289 100.0%	2264 100.0%	204 N/A	*
% of Answered:	100.0%	30.9%	69.1%	100.0%	9.0%	*

Reason for Rejection:  
Untimely 76 ( 7.4%) Wrong level 93 ( 9.1%)  
Informal resolution 62 ( 6.1%) Re-submit 434 ( 42.5%)  
Comments 73 ( 7.1%) Other 276 ( 27.0%)

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Date of request: 01/12/98:14.20

Summary Period: 22Sep97 thru 21Dec97

Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA
CENTRAL OFFICE APPEALS FOR:
BOP ALL INSTITUTIONS

Institution Security Level: Region: BOP

Number of Inmates in Population: 101769.61 (average daily over time span)

\* \* \* \* \*

Filed During Period: 1033 Rate Filed Per 100 Inmates: 1.02
Answered During Period: 1071 Pending at End of Period: 252
Answered On Time: 1023 (95.5%) Overdue: 7
Average Time for Response: 25.65 days

REMEDIES INITIATED

\* REMEDIES RESOLVED

Table with 7 columns: SUBJECT BREAKDOWN, Number & Percent Submitted, Number & Percent Rejected, Number & Percent Filed, Number & Percent Answered, Number & Percent Granted. Rows include various categories like Classification, Non-mail Com, Comm Prgms, Staff, Control Unit, DHO Appeals, etc., and a TOTALS row.

Reason for Rejection:

Untimely 158 (26.1%) Wrong level 90 (14.9%)
Informal resolution 1 (0.2%) Re-submit 311 (51.4%)
Attachments 119 (19.7%) Other 103 (17.0%)



Date of request: 01/12/98:14.21

Summary Period: 22Sep97 thru 21Dec97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
MID ATLANTIC REGION

Institution Security Level: Region: MXR

Number of Inmates in Population: 16937.98 (average daily over time span)

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Filed During Period: 441 Rate Filed Per 100 Inmates: 2.6  
Answered During Period: 401 Pending at End of Period: 156  
Answered On Time: 378 ( 94.3%) Overdue: 7  
Average Time for Response: 22.41 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted
Classificatn	53 7.6%	17 6.6%	36 8.2%	*	34 8.5%	1 2.9%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	1 0.2%	0 0.0%
Comm Prgms	30 4.3%	13 5.0%	17 3.9%	*	16 4.0%	1 6.3%
Staff	90 12.9%	43 16.7%	47 10.7%	*	34 8.5%	1 2.9%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
DHO Appeals	128 18.3%	45 17.4%	83 18.8%	*	60 15.0%	6 10.0%
Edn/Trn/Rec	8 1.1%	2 0.8%	6 1.4%	*	4 1.0%	0 0.0%
Operatn	4 0.6%	1 0.4%	3 0.7%	*	3 0.7%	0 0.0%
Program	27 3.9%	9 3.5%	18 4.1%	*	16 4.0%	0 0.0%
Legal	40 5.7%	9 3.5%	31 7.0%	*	22 5.5%	2 9.1%
Mail	25 3.6%	7 2.7%	18 4.1%	*	23 5.7%	0 0.0%
Srch/Restrnt	4 0.6%	3 1.2%	1 0.2%	*	1 0.2%	0 0.0%
Spec Housing	1 0.1%	0 0.0%	1 0.2%	*	1 0.2%	0 0.0%
Transfer	16 2.3%	8 3.1%	8 1.8%	*	5 1.2%	1 20.0%
UDC Actions	56 8.0%	27 10.5%	29 6.6%	*	25 6.2%	0 0.0%
Visiting	68 9.7%	22 8.5%	46 10.4%	*	49 12.2%	14 28.6%
Work Assign	14 2.0%	6 2.3%	8 1.8%	*	7 1.7%	0 0.0%
	34 4.9%	14 5.4%	20 4.5%	*	13 3.2%	1 7.7%
Dental Care	2 0.3%	1 0.4%	1 0.2%	*	1 0.2%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	62 8.9%	19 7.4%	43 9.8%	*	40 10.0%	1 2.5%
Disability	3 0.4%	0 0.0%	3 0.7%	*	3 0.7%	0 0.0%
Mental Hlth	1 0.1%	0 0.0%	1 0.2%	*	0 0.0%	0 0.0%
Jail Time	18 2.6%	5 1.9%	13 2.9%	*	11 2.7%	1 9.1%
Records	9 1.3%	4 1.6%	5 1.1%	*	28 7.0%	1 3.6%
Sentence Com	6 0.9%	3 1.2%	3 0.7%	*	4 1.0%	0 0.0%
TOTALS:	699 100.0%	258 100.0%	441 100.0%	*	401 100.0%	30 N/A
% of Submitted:	100.0%	36.9%	63.1%	*		
% of Answered:				*	100.0%	7.5%

Reason for Rejection:

Untimely 8 ( 3.1%) Wrong level 13 ( 5.0%)  
Informal resolution 0 ( 0.0%) Re-submit 119 ( 46.1%)  
Attachments 23 ( 8.9%) Other 32 ( 12.4%)

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Date of request: 01/12/98:14.21

Summary Period: 22Sep97 thru 21Dec97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
NORTHEAST REGION

Institution Security Level: Region: NER

Number of Inmates in Population: 18913.583 (average daily over time span)

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Filed During Period: 368 Rate Filed Per 100 Inmates: 1.95  
Answered During Period: 371 Pending at End of Period: 120  
Answered On Time: 371(100.0%) Overdue: 1  
Average Time for Response: 26.95 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	25	4.6%	5	2.9%	20	5.4%	*	15	4.0%	5	33.3%
Non-mail Com	2	0.4%	0	0.0%	2	0.5%	*	0	0.0%	0	0.0%
Comm Prgms	8	1.5%	1	0.6%	7	1.9%	*	8	2.2%	0	0.0%
Staff	44	8.1%	19	11.0%	25	6.8%	*	28	7.5%	2	7.1%
Control Unit	1	0.2%	0	0.0%	1	0.3%	*	0	0.0%	0	0.0%
DHO Appeals	217	40.2%	75	43.6%	142	38.6%	*	138	37.2%	19	13.8%
Ed'n/Rec	6	1.1%	0	0.0%	6	1.6%	*	5	1.3%	0	0.0%
Food	7	1.3%	1	0.6%	6	1.6%	*	5	1.3%	0	0.0%
Operatn	31	5.7%	8	4.7%	23	6.2%	*	17	4.6%	0	0.0%
Program	10	1.9%	3	1.7%	7	1.9%	*	12	3.2%	1	8.3%
Legal	8	1.5%	2	1.2%	6	1.6%	*	7	1.9%	3	42.9%
Mail	6	1.1%	2	1.2%	4	1.1%	*	7	1.9%	0	0.0%
Srch/Restrnt	2	0.4%	1	0.6%	1	0.3%	*	0	0.0%	0	0.0%
Spec Housing	18	3.3%	6	3.5%	12	3.3%	*	13	3.5%	0	0.0%
Transfer	24	4.4%	8	4.7%	16	4.3%	*	19	5.1%	1	5.3%
UDC Actions	40	7.4%	17	9.9%	23	6.2%	*	28	7.5%	11	39.3%
Visiting	4	0.7%	1	0.6%	3	0.8%	*	5	1.3%	0	0.0%
Work Assign	15	2.8%	5	2.9%	10	2.7%	*	13	3.5%	1	7.7%
Dental Care	1	0.2%	0	0.0%	1	0.3%	*	1	0.3%	0	0.0%
Forced Med	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Medical	37	6.9%	9	5.2%	28	7.6%	*	23	6.2%	0	0.0%
Disability	2	0.4%	1	0.6%	1	0.3%	*	0	0.0%	0	0.0%
Mental Hlth	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Jail Time	17	3.1%	2	1.2%	15	4.1%	*	20	5.4%	3	15.0%
Records	4	0.7%	1	0.6%	3	0.8%	*	3	0.8%	0	0.0%
Sentence Com	11	2.0%	5	2.9%	6	1.6%	*	4	1.1%	0	0.0%
TOTALS:	540	100.0%	172	100.0%	368	100.0%	*	371	100.0%	46	N/A
% of Submitted:		100.0%		31.9%		68.1%	*				
% of Answered:							*		100.0%		12.4%

Reason for Rejection:  
Untimely 17( 9.9%) Wrong level 5( 2.9%)  
Non-formal resolution 0( 0.0%) Re-submit 93( 54.1%)  
Attachments 6( 3.5%) Other 49( 28.5%)

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ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 NORTH CENTRAL REGION

Institution Security Level: Region: NCR

Number of Inmates in Population: 14949.088 (average daily over time span)

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Filed During Period: 546 Rate Filed Per 100 Inmates: 3.65  
 Answered During Period: 562 Pending at End of Period: 159  
 Answered On Time: 531 ( 94.5%) Overdue: 2  
 Average Time for Response: 30.67 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	56 7.2%	18 7.7%	38 7.0%	44 7.8%	4 9.1%	
Non-mail Com	6 0.8%	2 0.9%	4 0.7%	4 0.7%	1 25.0%	
Comm Prgms	9 1.2%	1 0.4%	8 1.5%	12 2.1%	0 0.0%	
Staff	99 12.7%	50 21.4%	49 9.0%	53 9.4%	1 1.9%	
Control Unit	2 0.3%	0 0.0%	2 0.4%	1 0.2%	0 0.0%	
DHO Appeals	261 33.5%	80 34.2%	181 33.2%	159 28.3%	13 8.2%	
Edn/Rec	7 0.9%	0 0.0%	7 1.3%	8 1.4%	0 0.0%	
Operatn	11 1.4%	3 1.3%	8 1.5%	7 1.2%	0 0.0%	
Program	23 2.9%	4 1.7%	19 3.5%	22 3.9%	1 4.5%	
Legal	39 5.0%	6 2.6%	33 6.0%	37 6.6%	1 2.7%	
Mail	29 3.7%	8 3.4%	21 3.8%	19 3.4%	0 0.0%	
Srch/Restrnt	13 1.7%	4 1.7%	9 1.6%	12 2.1%	0 0.0%	
Spec Housing	4 0.5%	0 0.0%	4 0.7%	5 0.9%	0 0.0%	
Transfer	20 2.6%	3 1.3%	17 3.1%	15 2.7%	1 6.7%	
UDC Actions	42 5.4%	11 4.7%	31 5.7%	36 6.4%	0 0.0%	
Visiting	46 5.9%	13 5.6%	33 6.0%	37 6.6%	2 5.4%	
Work Assign	10 1.3%	4 1.7%	6 1.1%	5 0.9%	0 0.0%	
	8 1.0%	4 1.7%	4 0.7%	5 0.9%	1 20.0%	
Dental Care	1 0.1%	0 0.0%	1 0.2%	1 0.2%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Medical	50 6.4%	11 4.7%	39 7.1%	42 7.5%	0 0.0%	
Disability	2 0.3%	1 0.4%	1 0.2%	1 0.2%	0 0.0%	
Mental Hlth	3 0.4%	0 0.0%	3 0.5%	3 0.5%	0 0.0%	
Jail Time	19 2.4%	4 1.7%	15 2.7%	18 3.2%	1 5.6%	
Records	8 1.0%	3 1.3%	5 0.9%	8 1.4%	0 0.0%	
Sentence Com	12 1.5%	4 1.7%	8 1.5%	8 1.4%	0 0.0%	
TOTALS:	780 100.0%	234 100.0%	546 100.0%	562 100.0%	26 N/A	
% of Submitted:	100.0%	30.0%	70.0%			
% of Answered:				100.0%	4.6%	

Reason for Rejection:  
 Untimely 30 ( 12.8%) Wrong level 27 ( 11.5%)  
 Informal resolution 55 ( 23.5%) Re-submit 82 ( 35.0%)  
 Comments 20 ( 8.5%) Other 35 ( 15.0%)

Date of request: 01/12/98:14.21

Summary Period: 22Sep97 thru 21Dec97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
SOUTHEAST REGION

Institution Security Level:                      Region: SER

Number of Inmates in Population: 18654.517 (average daily over time span)

\* \* \* \* \*

Filed During Period:                      339                      Rate Filed Per 100 Inmates: 1.82  
Answered During Period:                      320                      Pending at End of Period: 121  
Answered On Time:                      291 ( 90.9%)                      Overdue: 10  
Average Time for Response: 27.99 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	27 6.3%	2 2.3%	25 7.4%	*	17 5.3%	2 11.8%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	9 2.1%	3 3.4%	6 1.8%	*	4 1.3%	0 0.0%
Staff	34 8.0%	13 14.8%	21 6.2%	*	25 7.8%	3 12.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
DHO Appeals	196 45.9%	43 48.9%	153 45.1%	*	138 43.1%	7 5.1%
Environ/Rec	4 0.9%	2 2.3%	2 0.6%	*	5 1.6%	1 20.0%
Exec Operatn	1 0.2%	0 0.0%	1 0.3%	*	1 0.3%	0 0.0%
Program	16 3.7%	3 3.4%	13 3.8%	*	10 3.1%	1 10.0%
Legal	6 1.4%	1 1.1%	5 1.5%	*	6 1.9%	0 0.0%
Mail	19 4.4%	4 4.5%	15 4.4%	*	7 2.2%	1 14.3%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	1 0.3%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	7 1.6%	4 4.5%	3 0.9%	*	4 1.3%	0 0.0%
UDC Actions	8 1.9%	0 0.0%	8 2.4%	*	8 2.5%	0 0.0%
Visiting	40 9.4%	5 5.7%	35 10.3%	*	35 10.9%	13 37.1%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
	8 1.9%	1 1.1%	7 2.1%	*	7 2.2%	0 0.0%
Dental Care	1 0.2%	0 0.0%	1 0.3%	*	1 0.3%	1 100.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	22 5.2%	5 5.7%	17 5.0%	*	21 6.6%	2 9.5%
Disability	2 0.5%	0 0.0%	2 0.6%	*	3 0.9%	1 33.3%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	13 3.0%	2 2.3%	11 3.2%	*	12 3.7%	1 8.3%
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sentence Com	14 3.3%	0 0.0%	14 4.1%	*	15 4.7%	2 13.3%
TOTALS:	427 100.0%	88 100.0%	339 100.0%	*	320 100.0%	35 N/A
% of Submitted:	100.0%	20.6%	79.4%	*		
% of Answered:				*	100.0%	10.9%

Reason for Rejection:

Untimely                      0 ( 0.0%)                      Wrong level                      31 ( 35.2%)  
Informal resolution                      0 ( 0.0%)                      Re-submit                      50 ( 56.8%)  
Attachments                      4 ( 4.5%)                      Other                      41 ( 46.6%)

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page: 1 of 1

ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 SOUTH CENTRAL REGION

Institution Security Level: Region: SCR

Number of Inmates in Population: 19593.398 (average daily over time span)

\* \* \* \* \*

Filed During Period: 322 Rate Filed Per 100 Inmates: 1.64  
 Answered During Period: 346 Pending at End of Period: 109  
 Answered On Time: 339 ( 98.0%) Overdue: 0  
 Average Time for Response: 32.76 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted
Classificatn	36 7.7%	10 6.8%	26 8.1%	29 8.4%	1 3.4%
Non-mail Com	1 0.2%	0 0.0%	1 0.3%	2 0.6%	0 0.0%
Comm Prgms	13 2.8%	7 4.7%	6 1.9%	6 1.7%	0 0.0%
Staff	60 12.8%	24 16.2%	36 11.2%	34 9.8%	1 2.9%
Control Unit	1 0.2%	1 0.7%	0 0.0%	0 0.0%	0 0.0%
DHO Appeals	123 26.2%	28 18.9%	95 29.5%	107 30.9%	19 17.8%
Edcatn/Rec	2 0.4%	0 0.0%	2 0.6%	2 0.6%	0 0.0%
Operatn	1 0.2%	1 0.7%	0 0.0%	0 0.0%	0 0.0%
Program	18 3.8%	8 5.4%	10 3.1%	10 2.9%	0 0.0%
Legal	19 4.0%	6 4.1%	13 4.0%	15 4.3%	2 13.3%
Mail	16 3.4%	8 5.4%	8 2.5%	6 1.7%	0 0.0%
Srch/Restrnt	6 1.3%	2 1.4%	4 1.2%	4 1.2%	0 0.0%
Spec Housing	2 0.4%	0 0.0%	2 0.6%	0 0.0%	0 0.0%
Transfer	2 0.4%	1 0.7%	1 0.3%	2 0.6%	0 0.0%
UDC Actions	31 6.6%	8 5.4%	23 7.1%	30 8.7%	2 6.7%
Visiting	40 8.5%	17 11.5%	23 7.1%	20 5.8%	4 20.0%
Work Assign	7 1.5%	5 3.4%	2 0.6%	2 0.6%	0 0.0%
Dental Care	7 1.5%	3 2.0%	4 1.2%	6 1.7%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	1 0.3%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Disability	32 6.8%	10 6.8%	22 6.8%	20 5.8%	3 15.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Jail Time	2 0.4%	1 0.7%	1 0.3%	1 0.3%	0 0.0%
Records	32 6.8%	6 4.1%	26 8.1%	31 9.0%	3 9.7%
Sentence Com	7 1.5%	1 0.7%	6 1.9%	6 1.7%	0 0.0%
	12 2.6%	1 0.7%	11 3.4%	12 3.5%	0 0.0%
TOTALS:	470 100.0%	148 100.0%	322 100.0%	346 100.0%	35 N/A
% of Submitted:	100.0%	31.5%	68.5%	100.0%	10.1%
% of Answered:					

Reason for Rejection:  
 Untimely 7 ( 4.7%) Wrong level 9 ( 6.1%)  
 Informal resolution 6 ( 4.1%) Re-submit 71 ( 48.0%)  
 Comments 13 ( 8.8%) Other 78 ( 52.7%)

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
WESTERN REGION

Institution Security Level: Region: WXR

Number of Inmates in Population: 12721.042 (average daily over time span)

\* \* \* \* \*

Filed During Period: 273 Rate Filed Per 100 Inmates: 2.15  
Answered During Period: 264 Pending at End of Period: 60  
Answered On Time: 262 ( 99.2%) Overdue: 1  
Average Time for Response: 15.37 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	30 7.6%	5 4.1%	25 9.2% *	27 10.2%	3 11.1%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
Comm Prgms	10 2.5%	3 2.5%	7 2.6% *	9 3.4%	0 0.0%	
Staff	79 20.0%	35 28.7%	44 16.1% *	38 14.4%	3 7.9%	
Control Unit	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
DHO Appeals	109 27.6%	30 24.6%	79 28.9% *	75 28.4%	14 18.7%	
Environ/Rec	1 0.3%	0 0.0%	1 0.4% *	2 0.8%	0 0.0%	
Food	4 1.0%	1 0.8%	3 1.1% *	4 1.5%	0 0.0%	
Operatn	15 3.8%	6 4.9%	9 3.3% *	5 1.9%	0 0.0%	
Program	8 2.0%	4 3.3%	4 1.5% *	5 1.9%	0 0.0%	
Legal	20 5.1%	5 4.1%	15 5.5% *	18 6.8%	1 5.6%	
Mail	10 2.5%	1 0.8%	9 3.3% *	5 1.9%	0 0.0%	
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
Spec Housing	6 1.5%	0 0.0%	6 2.2% *	4 1.5%	0 0.0%	
Transfer	7 1.8%	3 2.5%	4 1.5% *	4 1.5%	0 0.0%	
UDC Actions	20 5.1%	12 9.8%	8 2.9% *	9 3.4%	5 55.6%	
Visiting	2 0.5%	1 0.8%	1 0.4% *	1 0.4%	0 0.0%	
Work Assign	13 3.3%	4 3.3%	9 3.3% *	9 3.4%	2 22.2%	
Dental Care	1 0.3%	0 0.0%	1 0.4% *	2 0.8%	1 50.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
Medical	19 4.8%	3 2.5%	16 5.9% *	10 3.8%	1 10.0%	
Disability	2 0.5%	0 0.0%	2 0.7% *	3 1.1%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
Jail Time	34 8.6%	7 5.7%	27 9.9% *	29 11.0%	2 6.9%	
Records	3 0.8%	1 0.8%	2 0.7% *	3 1.1%	0 0.0%	
Sentence Com	2 0.5%	1 0.8%	1 0.4% *	2 0.8%	0 0.0%	
TOTALS:	395 100.0%	122 100.0%	273 100.0% *	264 100.0%	32 N/A	
% of Submitted:	100.0%	30.9%	69.1% *	100.0%	12.1%	
% of Answered:						

Reason for Rejection:  
Untimely 14 ( 11.5%) Wrong level 8 ( 6.6%)  
Informal resolution 1 ( 0.8%) Re-submit 19 ( 15.6%)  
Comments 7 ( 5.7%) Other 41 ( 33.6%)

PART II  
QUARTERLY REPORT - ADMINISTRATIVE REMEDIES FOR  
COMMUNITY CORRECTIONS

No significant trends noted.

COMMUNITY CORRECTIONS  
 ADMINISTRATIVE REMEDIES TRACKING DATA  
 CCM FILINGS FOR:  
 All Community Corrections

Number of Inmates in Population: 11383.844 (average daily over time span)  
 Region:

\* \* \* \* \*

Filed During Period: 29 Rate Filed Per 100 Inmates: 0.25  
 Answered During Period: 23 Pending at End of Period: 82  
 Answered On Time: 22 ( 95.7) Overdue: 76  
 Average Time for Response: 10.52 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	20 58.8%	2 40.0%	18 62.1%	*	13 56.5%	3 23.1%
Staff	2 5.9%	1 20.0%	1 3.4%	*	1 4.3%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CCM/Major	3 8.8%	2 40.0%	1 3.4%	*	1 4.3%	0 0.0%
Environ/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Operatn	1 2.9%	0 0.0%	1 3.4%	*	1 4.3%	0 0.0%
Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Legal	0 0.0%	0 0.0%	0 0.0%	*	1 4.3%	1 100.0%
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CDC/Minor	3 8.8%	0 0.0%	3 10.3%	*	3 13.0%	1 33.3%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	2 5.9%	0 0.0%	2 6.9%	*	2 8.7%	0 0.0%
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sentence Com	2 5.9%	0 0.0%	2 6.9%	*	0 0.0%	0 0.0%
TOTALS:	34 100.0%	5 100.0%	29 100.0%	*	23 100.0%	5 N/A
% of Submitted:	100.0%	14.7%	85.3%	*		
% of Answered:				*	100.0%	21.7%

Reason for Rejection:

Untimely 1 ( 20.0) Wrong level 0 ( 0.0)  
 Informal resolution 0 ( 0.0) Re-submit 0 ( 0.0)  
 Attachments 0 ( 0.0) Other 0 ( 0.0)



COMMUNITY CORRECTIONS  
 ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 All Community Corrections

Number of Inmates in Population: 11383.844 (average daily over time span)

Region: \* \* \* \* \*

Filed During Period: 40 Rate Filed Per 100 Inmates: 0.35  
 Answered During Period: 38 Pending at End of Period: 9  
 Answered On Time: 37 ( 97.4) Overdue: 0  
 Average Time for Response: 26.49 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Comm Prgms	5 8.1%	2 9.1%	3 7.5%	2 5.3%	0 0.0%	
Staff	5 8.1%	5 22.7%	0 0.0%	0 0.0%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
CCM/Major	41 66.1%	8 36.4%	33 82.5%	31 81.6%	4 12.9%	
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
F	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
I Operatn	2 3.2%	1 4.5%	1 2.5%	1 2.6%	0 0.0%	
Program	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
1	2 3.2%	2 9.1%	0 0.0%	0 0.0%	0 0.0%	
Mail	2 3.2%	1 4.5%	1 2.5%	1 2.6%	0 0.0%	
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Transfer	1 1.6%	1 4.5%	0 0.0%	1 2.6%	0 0.0%	
CDC/Minor	2 3.2%	1 4.5%	1 2.5%	0 0.0%	0 0.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Dental Care	2 3.2%	1 4.5%	1 2.5%	1 2.6%	1 100.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Medical	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Jail Time	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Sentence Com	0 0.0%	0 0.0%	0 0.0%	1 2.6%	0 0.0%	
TOTALS:	62 100.0%	22 100.0%	40 100.0%	38 100.0%	5 N/A	
% of Submitted:	100.0%	35.5%	64.5%			
% of Answered:				100.0%	13.2%	

Reason for Rejection:  
 Untimely 2 ( 9.1) Wrong level 4 ( 18.2)  
 No informal resolution 1 ( 4.5) Re-submit 8 ( 36.4)  
 Attachments 0 ( 0.0) Other 6 ( 27.3)

COMMUNITY CORRECTIONS  
 ADMINISTRATIVE REMEDIES TRACKING DATA  
 CENTRAL OFFICE APPEALS FOR:  
 All Community Corrections

Number of Inmates in Population: 17075.765 (average daily over time span)  
 Region:

\* \* \* \* \*  
 Filed During Period: 5 Rate Filed Per 100 Inmates: 0.03  
 Answered During Period: 7 Pending at End of Period: 0  
 Answered On Time: 7(100.0) Overdue: 0  
 Average Time for Response: 18.00 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Staff	17 81.0%	14 87.5%	3 60.0%	*	4 57.1%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CCM/Major	1 4.8%	0 0.0%	1 20.0%	*	1 14.3%	0 0.0%
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
F	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Operatn Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Legal	1 4.8%	1 6.2%	0 0.0%	*	0 0.0%	0 0.0%
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	0 0.0%	0 0.0%	0 0.0%	*	1 14.3%	0 0.0%
CDC/Minor	1 4.8%	0 0.0%	1 20.0%	*	1 14.3%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	1 4.8%	1 6.2%	0 0.0%	*	0 0.0%	0 0.0%
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
TOTALS:	21 100.0%	16 100.0%	5 100.0%	*	7 100.0%	0 N/A
% of Submitted:	100.0%	76.2%	23.8%	*		
% of Answered:				*	100.0%	0.0%

Reason for Rejection:

Untimely 0( 0.0) Wrong level 16(100.0)  
 No informal resolution 0( 0.0) Re-submit 0( 0.0)  
 Comments 0( 0.0) Other 0( 0.0)

COMMUNITY CORRECTIONS  
 ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 CC: Mid-Atlantic Region

Number of Inmates in Population: 1572.2801 (average daily over time span)  
 Region: MXR

\* \* \* \* \*  
 Filed During Period: 3 Rate Filed Per 100 Inmates: 0.19  
 Answered During Period: 2 Pending at End of Period: 1  
 Answered On Time: 2(100.0) Overdue: 0  
 Average Time for Response: \* days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgms	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Staff	1 25.0%	1 100.0%	0 0.0%	*	0 0.0%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
CCM/Major	3 75.0%	0 0.0%	3 100.0%	*	2 100.0%	0 0.0%	
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
F	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
CDC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
TOTALS:	4 100.0%	1 100.0%	3 100.0%	*	2 100.0%	0 N/A	
% of Submitted:	100.0%	25.0%	75.0%	*			
% of Answered:				*	100.0%	0.0%	

Reason for Rejection:  
 Untimely 0( 0.0) Wrong level 0( 0.0)  
 No informal resolution 0( 0.0) Re-submit 0( 0.0)  
 Attachments 0( 0.0) Other 0( 0.0)

Date of request: 01/12/98:14.33

Summary Period: 22Sep97 thru 21Dec97

Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: Northeast Region

Number of Inmates in Population: 873.8871 (average daily over time span)  
Region: NER

\* \* \* \* \*

Filed During Period: 2 Rate Filed Per 100 Inmates: 0.23  
Answered During Period: 1 Pending at End of Period: 1  
Answered On Time: 1(100.0) Overdue: 0  
Average Time for Response: \* days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Staff	1 25.0%	1 50.0%	0 0.0%	*	0 0.0%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CCM/Major	3 75.0%	1 50.0%	2 100.0%	*	1 100.0%	0 0.0%
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Operatn Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CDC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
TOTALS:	4 100.0%	2 100.0%	2 100.0%	*	1 100.0%	0 N/A
% of Submitted:	100.0%	50.0%	50.0%	*		
% of Answered:				*	100.0%	0.0%

Reason for Rejection:

Untimely 0( 0.0) Wrong level 1( 50.0)  
No informal resolution 0( 0.0) Re-submit 1( 50.0)  
Attachments 0( 0.0) Other 2(100.0)

1/12/1998 14:33 COF-0

COMMUNITY CORRECTIONS  
 ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 CC: Southeast Region

Number of Inmates in Population: 1137.7633 (average daily over time span)  
 Region: SER

\* \* \* \* \*

Filed During Period: 10 Rate Filed Per 100 Inmates: 0.88  
 Answered During Period: 10 Pending at End of Period: 2  
 Answered On Time: 10 (100.0) Overdue: 0  
 Average Time for Response: 23.78 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgms	1 7.7%	1 33.3%	0 0.0%	*	0 0.0%	0 0.0%	
Staff	1 7.7%	1 33.3%	0 0.0%	*	0 0.0%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
CCM/Major	11 84.6%	1 33.3%	10 100.0%	*	9 90.0%	2 22.2%	
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
CDC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	1 10.0%	0 0.0%	
TOTALS:	13 100.0%	3 100.0%	10 100.0%	*	10 100.0%	2 N/A	
% of Submitted:	100.0%	23.1%	76.9%	*	100.0%	20.0%	
% of Answered:				*			

Reason for Rejection:

Untimely	0 ( 0.0)	Wrong level	1 ( 33.3)
No informal resolution	0 ( 0.0)	Re-submit	2 ( 66.7)
Attachments	0 ( 0.0)	Other	2 ( 66.7)

COMMUNITY CORRECTIONS  
 ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 CC: North Central Region

Number of Inmates in Population: 1051.2812 (average daily over time span)  
 Region: NCR

\* \* \* \* \*

Filed During Period: 7 Rate Filed Per 100 Inmates: 0.67  
 Answered During Period: 6 Pending at End of Period: 3  
 Answered On Time: 5 ( 83.3) Overdue: 0  
 Average Time for Response: 50.61 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Comm Prgms	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Staff	1 7.1%	1 14.3%	0 0.0%	0 0.0%	0 0.0%	*
Control Unit	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
CCM/Major	7 50.0%	3 42.9%	4 57.1%	4 66.7%	0 0.0%	*
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Food	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Operatn	2 14.3%	1 14.3%	1 14.3%	1 16.7%	0 0.0%	*
Program	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Mail	1 7.1%	1 14.3%	0 0.0%	0 0.0%	0 0.0%	*
Srch/Restrnt	0 0.0%	0 0.0%	1 14.3%	1 16.7%	0 0.0%	*
Spec Housing	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Transfer	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
CDC/Minor	2 14.3%	1 14.3%	1 14.3%	0 0.0%	0 0.0%	*
Visiting	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Work Assign	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Dental Care	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Forced Med	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Medical	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Disability	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Jail Time	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Records	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Sentence Com	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
TOTALS:	14 100.0%	7 100.0%	7 100.0%	6 100.0%	0 N/A	*
% of Submitted:	100.0%	50.0%	50.0%	100.0%	0.0%	*
% of Answered:						*

Reason for Rejection:  
 Untimely 0 ( 0.0) Wrong level 1 ( 14.3)  
 No informal resolution 1 ( 14.3) Re-submit 3 ( 42.9)  
 Attachments 0 ( 0.0) Other 0 ( 0.0)

Date of request: 01/12/98:14.33

Summary Period: 22Sep97 thru 21Dec97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: South Central Region

Number of Inmates in Population: 4727.3073 (average daily over time span)  
Region: SCR

\* \* \* \* \*

Filed During Period: 6 Rate Filed Per 100 Inmates: 0.13  
Answered During Period: 7 Pending at End of Period: 1  
Answered On Time: 7(100.0) Overdue: 0  
Average Time for Response: 25.42 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgms	2 22.2%	1 33.3%	1 16.7%	*	1 14.3%	0 0.0%	
Staff	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
CCM/Major	5 55.6%	0 0.0%	5 83.3%	*	5 71.4%	0 0.0%	
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail	1 11.1%	1 33.3%	0 0.0%	*	0 0.0%	0 0.0%	
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Transfer	0 0.0%	0 0.0%	0 0.0%	*	1 14.3%	0 0.0%	
CDC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Dental Care	1 11.1%	1 33.3%	0 0.0%	*	0 0.0%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
TOTALS:	9 100.0%	3 100.0%	6 100.0%	*	7 100.0%	0 N/A	
% of Submitted:	100.0%	33.3%	66.7%	*			
% of Answered:				*	100.0%	0.0%	

Reason for Rejection:  
Untimely 0 ( 0.0) Wrong level 1 ( 33.3)  
No informal resolution 0 ( 0.0) Re-submit 1 ( 33.3)  
Attachments 0 ( 0.0) Other 1 ( 33.3)

Date of request: 01/12/98:14.33

Summary Period: 22Sep97 thru 21Dec97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: Western Region

Number of Inmates in Population: 2021.3246 (average daily over time span)  
Region: WXR

\* \* \* \* \*

Filed During Period: 12 Rate Filed Per 100 Inmates: 0.59  
Answered During Period: 12 Pending at End of Period: 1  
Answered On Time: 12 (100.0) Overdue: 0  
Average Time for Response: 11.00 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	2 11.1%	0 0.0%	2 16.7%	*	1 8.3%	0 0.0%
Staff	1 5.6%	1 16.7%	0 0.0%	*	0 0.0%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CCM/Major	12 66.7%	3 50.0%	9 75.0%	*	10 83.3%	2 20.0%
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Operatn Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mail	1 5.6%	1 16.7%	0 0.0%	*	0 0.0%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	1 5.6%	1 16.7%	0 0.0%	*	0 0.0%	0 0.0%
CDC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Dental Care	1 5.6%	0 0.0%	1 8.3%	*	1 8.3%	1 100.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
TOTALS:	18 100.0%	6 100.0%	12 100.0%	*	12 100.0%	3 N/A
% of Submitted:	100.0%	33.3%	66.7%	*		
% of Answered:				*	100.0%	25.0%

Reason for Rejection:

Untimely	2 ( 33.3)	Wrong level	0 ( 0.0)
No informal resolution	0 ( 0.0)	Re-submit	1 ( 16.7)
Attachments	0 ( 0.0)	Other	1 ( 16.7)

MS 1/12/1998 14:33 COF-0



LITIGATION - 1998 FIRST QUARTER REPORT  
 OCTOBER 1, 1997 THROUGH DECEMBER 31, 1997

LOC	NUM	HC	TC	BIV	OT	ANS	PEN	CLD	H/T	AWD	SET	AWD
MXR	46	24	5	10	7	29	338	40	3	1	2	\$1715.23
NER	60	31	11	12	4	32	664	36	15	0	1	\$5000.
SER	54	31	5	13	5	46	726	UNK	0	0		
NCR	47	23	3	15	7	15	621	25	4	0	0	\$0.
SCR	59	43	2	13	1	64	98	37	5	0	3	
WXR	51	37	4	7	3	27	407	31	0	0	2	\$50000.
CO	43	10	8	6	19	32	210	5	0	0	0	
TOT	360	199	38	76	46	245	3064	174	27	1	7	\$56715.

DEFINITIONS:

- LOC - Location  
 NUM - Number of Total Lawsuits Filed in Quarter  
 HC - Number of Habeas Corpus Actions Filed  
 TC - Number of FTCA Actions Filed  
 BIV - Number of Bivens Actions Filed  
 OT - Other Actions Filed  
 ANS - Number of Litigation Reports Completed  
 PEN - Pending  
 CLD - Number of Actions Closed  
 H/T - Number of Hearings or Trials (Narrative analysis follows)  
 SET - Number of Settlements (Narrative analysis follows)  
 AWD - Amount of Awards/Settlements

LITIGATION - 1997 FOURTH QUARTER REPORT  
 JULY 1, 1997 THROUGH SEPTEMBER 30, 1997

LOC	NUM	HC	TC	BIV	OT	ANS	PEN	CLD	H/T	AWD	SET	AWD
MXR	42	23	8	7	4	48	331	50	2	0	1	\$183.
NER	90	53	8	20	6	33	626	47	16	0	3	\$0.
SER	46	29	5	8	4	43	726	39	0	0	1	\$2500.
NCR	62	30	4	11	170	19	549	46	10	0	0	\$0.
SCR	67	45	6	12	4	39	135	36	6	0	5	\$0.
WXR	61	-	-	-	-	-	323	-	-	-	-	\$0.
CO	28	6	0	4	2	15	172	11	8	0	0	\$9.
TOT	396	186	31	62	190	2405 1997	2862	229	42	0	11	\$2692.

LOC	NUM	HC	FTC	BIV	OTH	ANS	PEN	CLD	H/T	AWD	SET	AWD/SET
MXR	46	24	5	10	07	29	338	40	03	1	2	1715.23
NCR	47	23	03	15	07	15	621	25	04	0	0	0
NER	60	31	11	12	04	32	664	36	15	0	1	5000.00
SCR	59	43	02	13	01	64	98	37	05	0	03	
SER	54	31	05	13	05	46	726	UNK	0	0		
WXR	51	37	04	07	03	27	407	31	0	0	2	50,000
CO	43	10	08	06	19	32	210	05	0	0	0	
TOT	360	199	38	76	46	245	3064	174	27	1	7	56,715

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 FTC - Number of FTCA Actions Filed in Quarter  
 BIV - Number of Bivens Actions Filed in Quarter  
 OTH - Other Actions Filed in Quarter  
 ANS - Number of Litigation Reports Completed  
 PEN - Number of Actions Pending  
 CLD - Number of Actions Closed  
 H/T - Number of Hearings or Trials (Narrative Analysis Follows)  
 AWD - Number of Awards (Narrative Analysis Follows)  
 SET - Number of Settlements (Narrative Analysis Follows)  
 AWD/SET - Amount of Settlements and Awards.

NC - 1 award for \$1,633.75  
 SC - 1 award/1 set - \$22,345

COPY

MX - 1 set/1 award  
 WX - 1 set.

COPY

LITIGATION ANALYSIS

The total number of lawsuits filed increased/decreased by 36 from last quarter, as did the total in all categories except \*, with \* filed in this quarter and \* filed in the \* quarter.

**TORT CLAIMS - OCT 1, 1997 THRU DEC 31, 1997 - FIRST QUARTER-CY**

LOC	NUM	PROP	PI	APPR	AMOUNT	DEN	PEND	OTH	OD	A/O	A/P
MXR	172	152	19	12	13080	93	235	50	7		
NER	177	140	37	8	300	70	235	45	2	191	45
SER	128	105	23	14	1700	55	121	41	10	98	26
NCR	200	143	57	33	4488	125	498	43	261	59	85
SCR	137	98	38	11	19354	67	136	105	7	2	32
WXR	115	94	21	14	2895	101	114	57	7	94	87
CO	81	55	25	0	0	0	35	68	20	135	34
TOT	1010	787	220	92	41817	511	1375	409	314	86	48

**NARRATIVE ANALYSIS**

NCR had a small reduction of pending claims.

**DEFINITIONS**

- LOC - LOCATION
- NUM - NUMBER FILED IN QUARTER
- PROP - PROPERTY CLAIM
- PI - PERSONAL INJURY CLAIM
- APPR - APPROVED (SETTLED)
- AMT - AMOUNT APPROVED
- DEN - DENIED
- OTH - OTHER DECISIONS
- PEND - NUMBER PENDING
- OD - NUMBER OVERDUE
- A/O - AVERAGE NUMBER OF DAYS OVERDUE
- A/P- AVERAGE LENGTH OF TIME TO PROCESS
- N/A - DATA NOT COLLECTED

ADMINISTRATIVE CLAIMS - 1998 FIRST QUARTER REPORT  
 OCTOBER 1, 1997 THROUGH DECEMBER 31, 1997

LOC	NUM	PROP	PI	APPR	AMOUNT	DEN	PEND	OTH	OD	A/O	A/P
MXR	172	152	19	12	13080	93	235	50	7	23	27
NER	177	140	37	8	300	70	236	45	2	191	48
SER	128	105	23	14	1700	55	121	41	10	98	26
NCR	200	143	57	33	4488	125	498	43	261	59	85
SCR	137	98	38	11	19354	67	136	105	7	2	32
WXR	115	94	21	14	2895	101	114	57	7	94	87
CO	81	55	25	0	0	0	35	68	20	135	34
TOT	1010	787	220	92	41817	511	1375	409	314	86	48

Narrative Analysis: NCR had a small reduction of pending claims.

DEFINITIONS

- LOC - LOCATION
- NUM - NUMBER FILED IN QUARTER
- PROP - PROPERTY CLAIM
- PI - PERSONAL INJURY CLAIM
- APPR - APPROVED (settled)
- AMT - AMOUNT APPROVED
- DEN - DENIED
- OTH - OTHER DECISIONS
- PEND - PENDING
- OD - NUMBER OVERDUE
- A/O - AVERAGE NUMBER OF DAYS OVERDUE
- A/P - AVERAGE LENGTH OF TIME TO PROCESS
- N/A - DATA NOT AVAILABLE

ADMINISTRATIVE CLAIMS - 1997 FOURTH QUARTER REPORT  
 JULY 1, 1997 THROUGH SEPTEMBER 30, 1997

LOC	NUM	PROP	PI	APPR	AMT	DEN	OTH	PEND	OD	A/O	A/P
MXR	220	143	77	21	5019	146	36	226	3	58	25
NER	148	110	38	42	4650	98	54	175	0	0	54
SER	122	102	20	13	2855	48	41	100	6	0	23
NCR	202	153	49	38	3113	194	43	523	259	55	61
SCR	155	122	33	53	10616	69	63	190	26	1	30
WXR	163	127	36	5	3322	67	38	124	5	90	32
CO	67	27	40	1	666	0	62	30	20	35	21
TOT	1077	784	293	173	30241 <sup>2424</sup>	622	337	1368	319	74	35

**LLB QUARTERLY STATISTICS**

**JANUARY 1, 1997 - MARCH 31, 1997**

**UNFAIR LABOR PRACTICES**

**FEDERAL LABOR RELATIONS BOARD**

Regions	Total	Received	Dismissed Withdrawn	Settled	*ALJ V.	**ALJ N.V.	FLRA V.	FLRA N.V.	Awaiting Decision
NER	4	0	1	0	-	-	-	-	1
NCR	66	38	6	2	10	7	2	-	12
MXR	10	8	4	0	-	-	-	-	-
SER	1	0	0	2	-	-	-	-	-
SCR	21	6	0	0	-	-	-	-	7
WRO	8	4	0	2	-	-	-	-	-
CO	1	1	0	0	-	-	-	-	-
MSTC	2	0	0	0	-	-	-	-	-
<b>TOTALS</b>	<b>113</b>	<b>57</b>	<b>11</b>	<b>6</b>	<b>10</b>	<b>7</b>	<b>2</b>	<b>0</b>	<b>20</b>

\*V - Violation of Labor Statute

\*\*N.V. - No Violation of Labor Statute

**LLB QUARTERLY STATISTICS**

**JANUARY 1, 1997 - MARCH 31, 1997**

**OTHER CASES**

Type	Total	Received	Affirmed	Reversed	Awaiting Decision	Settled
MSPB	4	1	2	-	5	-
ARB	1	-	-	-	0	-
OSC	0	-	-	-	0	-
AGP	0	-	-	-	-	-
COURT	1	-	-	-	1	-
TOTALS	6	1	2	0	6	0

**LLB QUARTERLY STATISTICS**

**JANUARY 1, 1997 - MARCH 31, 1997**

**EQUAL EMPLOYMENT OPPORTUNITY COMPLAINTS**

Regions	Total	Rec'd.	Closed	Stl.	AJ Disc.	AJ N.Disc.	CAO Disc.	CAO N. Disc.	Awaiting Decision	Hrng. W/D by Compl.	Remand
NER	15	2	4	1	-	-	1	2	2	1	-
NCR	25	7	6	1	-	3	-	3	4	-	-
MXR	18	3	3	1	-	-	-	2	2	1	-
SER	16	5	2	1	-	1	2	1	1	2	-
SCR	17	7	4	1	-	5	-	-	3	2	1
WRO	12	1	3	-	-	-	-	1	2	-	-
CO	4	1	1	1	-	-	-	1	-	-	-
MSTC	1	0	0	-	-	-	-	-	-	-	-
<b>TOTALS</b>	<b>108</b>	<b>26</b>	<b>23</b>	<b>6</b>	<b>0</b>	<b>9</b>	<b>3</b>	<b>10</b>	<b>14</b>	<b>6</b>	<b>1</b>

# 1997 QUARTERLY LITIGATION REPORT

## SECOND QUARTER

### I. SETTLEMENTS AND AWARDS

#### MID ATLANTIC REGION

Fitzpatrick & Oliver v. USA, FPC Millington. Two cases brought under the Federal Tort Claims Act (FTCA) were settled for \$16,987 and \$12,773 respectively. An inmate driver who while speeding, rear-ended another vehicle and injured the passengers. The inmate was cited by the police for following too closely.

Leacock v. Reno, FPC Alderson. An African American physician discharged from Alderson claimed race was the motive. The case settled for \$65,000. This case was tried by a jury in November, with the jury awarding the physician \$30,000. The plaintiff then filed a motion for attorneys fees and costs totaling \$97,000. At the hearing on the government's motion for a new trial, the judge urged settlement at a figure one half the amount we would have been forced to pay, considering attorney's fees and costs. The settlement agreement included a provision that there was no admission of discrimination in this settlement.

Mitchell v. USA, USP Terre Haute. Bivens/FTCA case, property settlement for \$7.00.

Barrios v. U.S., Elder v. U.S., Wilson v. U.S., FPC Alderson. Three FTCA cases alleged negligence based on an outbreak of salmonella poisoning. A settlement was reached with each plaintiff in the amount of \$1,000.

#### SOUTH CENTRAL REGION

Maria Ramos v. U.S.A., FPC La Tuna. An FTCA action brought by the mother and daughter of a former inmate at FPC La Tuna. The daughter has cerebral palsy and uses a wheelchair. In October 1993, when the family went to visit inmate Juan Ramos, there was no handicapped ramp to access the visiting area and the daughter had to use a rear entrance that was not meant for handicap access. Ramos' wheelchair hit a concrete bump, which dislodged her from the wheelchair. She sustained almost no physical injuries. The court awarded \$30.00 in actual damages, and \$5,970.00 in pain and suffering.

#### NORTHEAST REGION

Matos v. United States, MCC NY. A civilian filed a complaint alleging negligence that caused her to slip and fall on stairs in the institution. There was an injury from the fall; but there was little evidence of negligence. The AUSA settled this case for \$6000.

Rivera-Torres v. United States, LSCI Allenwood. Inmate filed a FTCA complaint alleging that he slipped and fell on ice at LSCI Allenwood in March 1994. The inmate sustained a fracture to his right ankle, which required a cast for several months. His recovery was hampered by his diabetes. No specific records could be located for snow and ice removal for the day in question. Case settled for \$12,500.



Allen v. United States, LSCI Allenwood. Inmate Allen, filed a FTCA complaint alleging that his property was lost when he was taken to the Special Housing Unit at LSCI Allenwood. On January 31, 1997, the court granted our motion for judgment against the U.S. for the FTCA \$174.65 and for costs of \$83.22 (the filing fee paid by the inmate).

#### NORTH CENTRAL REGION

Baramdyka v. BOP, FCI Florence. Foreign jail credit case in which the BOP provided an inmate 28 months jail credit, immediate release, and \$1000.00 in settlement. The inmate was released on March 4, 1997 and signed a stipulation holding BOP and all staff harmless thus waiving his right to sue in the future.

#### WESTERN REGION

Jimmy Joe Fields v. BOP, FCI Stafford. Estate of deceased inmate agreed to settle for \$40,000. Inmate, released from FCI Stafford, alleged inadequate medical diagnosis and care for throat cancer.

Gainey v. Reno, FCI Tuscon. EEO case filed by staff member at FCI Tuscon alleging that he had suffered discrimination on the basis of status as a Native American and was victim of retaliation for filing EEO complaints. Mediation hearing on March 7 resulted in settlement in the amount of \$182,000 including attorneys fees. Central office staff represented BOP at mediation.

## II. SIGNIFICANT CASES

#### NORTHEAST REGION

United States v. Gonzales, 117 S.Ct. 1032 (1997)

On March 3, 1997, the Supreme Court held that a federal sentence imposed under 18 U.S.C. § 924(c), which prohibits concurrent service "with any other term of imprisonment," may not be ordered to run concurrently with an existing state sentence. The court noted, in dicta, that the Bureau of Prisons is responsible for aggregation of the sentence under 18 U.S.C. § 3584.

Fisher v. Goord, et al., 96-CV-0486 (W.D.N.Y.)

New York State inmate Amy Fisher alleged that a number of New York state institution staff have had sex with her, some with her consent, some without. She filed a civil rights action against numerous state officials. As part of her relief, she has moved the court to order her transferred to the BOP. The United States is not a party to the action. The U.S. filed an Amicus brief asserting that the court had no jurisdiction to order the United States to take a state prisoner. The court has certified the issue to the Attorney General under 28 U.S.C. § 2403(a). Federal Programs was advised and they requested the AUSA to file a brief upholding the constitutionality. We expect to file a brief by May 1, 1997.

Li v. Canarozzi, et al., 95 Civ. 0706 (S.D.N.Y.), MCC NY.

This is a Bivens complaint brought by former pretrial detainee Jian An Li, 44661-053, who alleged that six officers at MCC NY assaulted him on an elevator on November 10, 1994. The case went to trial February 3 through

February 14, 1997. The jury returned a verdict in favor of all defendant's and found that the injuries sustained by the Plaintiff occurred during the disturbance on the unit, not in the elevator.

Linn v. Wigen, Civ 96-3147 (E.D.Pa.), FCI Schuylkill.

Former inmate Michael Linn, brought a Bivens action against staff at FCI Schuylkill, Regional Counsel, and Central Office Appeals Administrator Ed Crosley alleging primarily that (1) he was denied CCC placement because he was Jewish, and (2) he was denied surgery for a shoulder injury and was given work assignment contrary to his medical problem. A non-jury trial was held on March 13, 1997. At the close of evidence, the Judge ruled from the bench and entered a judgment for all defendant's.

### III. SIGNIFICANT HEARINGS AND TRIALS

#### NORTHEAST REGION

Palmer v. United States, CV-95-383 (M.D.Pa.), USP Lewisburg.

This is a FTCA case filed by an inmate who alleged that he slipped and fell. His administrative tort claim was for \$1000, and in his complaint, requested damages in excess of \$25,000. The judge granted our request for a bifurcated trial limited to the issue of whether the inmate can claim damages above that requested in his administrative claim. This part of the trial was held on January 15, 1997. No decision has yet been rendered.

#### SOUTH CENTRAL REGION

L. J. and Maylene Carter v. U.S., LR-C-95-407 (ED/AR)

FTCA action for reimbursement for subsistence fees charged while they were housed in a halfway house because the Judgment and Commitment Order, contained the form language that "the fine includes any costs of incarceration and/or supervision." On January 21, 1997, the court ruled that we acted within our authority in collecting the subsistence fees, and that our actions were not in violation of the J & C. The court also noted that plaintiffs did have a choice in the matter - if they did not want to pay subsistence, they could have been housed in a correctional institution, where no subsistence or costs of incarceration would have been assessed.

Spanjol v. USA

Family of deceased inmate claims BOP's negligence led to the inmates wrongful death. A trial was held in Sherman, Texas on March 12-13, 1997. The judge ordered both parties to submit their closing briefs within 10 days. The Deputy Civil Chief, feels very optimistic of our chances of prevailing.

LITIGATION - 1997 SECOND QUARTER REPORT  
 JANUARY 1, 1997 THROUGH MARCH 31, 1997

LOC	NUM	HC	TC	BIV	OT	ANS	PEN	CLD	H/T	AWD	SET	AWD
MXR	61	34	6	17	4	57	353	33	1	0	7	\$97767.
NER	53	21	12	14	5	22	573	50	9	1	2	\$18757.87
SER	67	31	7	16	12	60	722	44	0	0	0	\$
NCR	70	38	4	14	14	UNK	342	71	2*	0	1**	\$
SCR	99	73	5	18	3	75	211	22	6	0	1	\$6000.
WXR	56	31	7	14	4	29	335	65	4	0	2	\$222000.
CO	17	0	1	9	7	16	52	7	1	0	0	\$
TOT	423	228	42	102	49	259	2588	292	23	1	13	\$344525.

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 OCTOBER 1, 1996 THROUGH DECEMBER 31, 1996

LOC	NUM	HC	TC	BIV	OT	ANS	PEN	CLD	H/T	AWD	SET	AWD
MXR	224	109	27	25	15	66	265	35	2	0	0	\$
NER	44	16	5	17	6	33	570	54	19	1	4	\$228,423.
SER	36	11	5	10	10	36	699	37	0	0	0	\$
NCR	58	29	4	10	15	UNK	UNK	75	1*	1*	4**	\$
SCR	54	39	3	8	4	31		32	7	2	0	\$
WXR	61	40	8	5	1	17	334	11	0	0	0	\$
CO	19	0	1	12	6	15	42	6	0	0	0	\$
TOT	496	244	53	87	57	198	1910	250	29	4	8	\$228,423.

## 1997 QUARTERLY LITIGATION REPORT

### SECOND QUARTER

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Allenwood in March 1994. The inmate sustained a fracture to his right ankle, which required a cast for several months. His recovery was hampered by his diabetes. No specific records could be located for snow and ice removal for the day in question. Case settled for \$12,500.

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#### **NORTHEAST REGION**

Palmer v. United States, CV-95-383 (M.D.Pa.), USP Lewisburg.

This is a FTCA case filed by an inmate who alleged that he slipped and fell. His administrative tort claim was for \$1000, and in his complaint, requested damages in excess of \$25,000. The judge granted our request for a bifurcated trial limited to the issue of whether the inmate can claim damages above that requested in his administrative claim. This part of the trial was held on January 15, 1997. No decision has yet been rendered.

#### **SOUTH CENTRAL REGION**

L. J. and Maylene Carter v. U.S., LR-C-95-407 (ED/AR)

FTCA action for reimbursement for subsistence fees charged while they were housed in a halfway house because the Judgment and Commitment Order, contained the form language that "the fine includes any costs of incarceration and/or supervision." On January 21, 1997, the court ruled that we acted within our authority in collecting the subsistence fees, and that our actions were not in violation of the J & C. The court also noted that plaintiffs did have a choice in the matter - if they did not want to pay subsistence, they could have been housed in a correctional institution, where no subsistence or costs of incarceration would have been assessed.

Spanjol v. USA

Family of deceased inmate claims BOP's negligence led to the inmates wrongful death. A trial was held in Sherman, Texas on March 12-13, 1997. The judge ordered both parties to submit their closing briefs within 10 days. The Deputy Civil Chief, feels very optimistic of our chances of prevailing.

## LITIGATION - 1997

## 2ND QUARTER REPORT

LOC	NUM	HC	FTC	BIV	OTH	ANS	PEN	CLD	H/T	AWD	SET	AWD/SET
MXR	61	34	6	17	4	57	353	33	1	0	7	\$97,767.00
NCR	70	38	4	14	14	UNK	342	71	2	0	1	
NER	53	21	12	14	5	22	573	50	9	1	2	\$18,757.87
SCR	99	73	5	18	3	75	211	22	6	0	1	\$6,000.00
SER	67	31	7	16	12	60	722	44	0	0	0	
WXR	56	31	7	14	4	29	335	65	4	0	2	\$222,000.00
CO	17	0	1	9	7	16	52	7	1	0	0	
TOT	423	228	42	102	49	259	2588	292	23	1	13	\$344,524.87

DEFINITIONS

LOC - Location  
 NUM - Total Number of Lawsuits Filed in Quarter  
 HC - Number of Habeas Corpus Actions Filed in Quarter  
 FTC - Number of FTCA Actions Filed in Quarter  
 BIV - Number of Bivens Actions Filed in Quarter  
 OTH - Other Actions Filed in Quarter  
 ANS - Number of Litigation Reports Completed  
 PEN - Number of Actions Pending  
 CLD - Number of Actions Closed  
 H/T - Number of Hearings or Trials (Narrative Analysis Follows)  
 AWD - Number of Awards (Narrative Analysis Follows)  
 SET - Number of Settlements (Narrative Analysis Follows)  
 AWD/SET - Amount of Settlements and Awards

LITIGATION ANALYSIS

The total number of lawsuits filed increased by 77 from last quarter, as did the total in all categories except Bivens, with 423 filed in this quarter and 346 filed in the first quarter.



## LITIGATION - 1997

## 2ND QUARTER REPORT

LOC	NUM	HC	FTC	BIV	OTH	ANS	PEN	CLD	H/T	AWD	SET	AWD/SET
MXR	61	34	6	17	4	57	353	33	1	0	7	\$97,767
NCR	70	38	4	14	14	UNK	342	71	2*	0	1**	\$
NER	53	21	12	14	5	22	573	50	9	1	2	\$18,757.87
SCR	99	73	5	18	3	75	211	22	6	0	1	\$6,000.00
SER	67	31	7	16	12	60	722	44	0	0	0	\$
WXR	56	31	7	14	4	29	335	65	4	0	2	\$222,000.00
CO	17	0	1	9	7	16	52	7	1	0	0	\$
TOT	423	228	42	102	49	259	2588	292	23	1	13	\$344,524.87

DEFINITIONS

LOC - Location  
 NUM - Total Number of Lawsuits Filed in Quarter  
 HC - Number of Habeas Corpus Actions Filed in Quarter  
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 AWD - Number of Awards (Narrative Analysis Follows)  
 SET - Number of Settlements (Narrative Analysis Follows)  
 AWD/SET - Amount of Settlements and Awards

LITIGATION ANALYSIS

The total number of lawsuits filed decreased from last quarter as did the total in all categories except Bivens.

## QUARTERLY REPORT - ADMINISTRATIVE REMEDIES

JANUARY THRU MARCH 1997

Administrative Remedy data is provided directly from the Key Indicator (KI/SSS) system. The first three of the attached reports show information on institution filings, regional appeals, and central office appeals aggregated for the Bureau as a whole (BOP - All Institutions). The remaining six reports display by region aggregate information in regional appeals filed by inmates in all institutions in that particular region.

Administrative Remedy data for Community Corrections is provided in Part II of this Quarterly Report.

Some observations about the data in the attached reports are as follows.

- o The total number of filings for this quarter showed a decrease at the institution and the regional levels, and an increase at the central office level. Institution filings went from 3,891 to 3,753, regional appeals from 2,246 to 2,182 and central office appeals from 882 to 899.
- o Grant rates for this quarter increased at the institution and regional levels, and decreased at the central office level. The grant rate at the institution level for this quarter was 14.6%, compared to 14.1% last quarter. The grant rate at the regional office level was 6.4%, compared to 5.8% the previous quarter. The grant rate at the central office level was .7%, compared to .9% the previous quarter.
- o Staff Complaints surpassed UDC Actions as the highest category at the institution level and increased from the previous quarter (13.9% or 540 of the 3,891 filed compared to 15.1% or 568 of the 3,753 filed this quarter).
- o UDC Actions was the second highest category at the institution level. UDC Actions made up 13.2%, or 496 of the 3,753 requests filed. Last quarter, UDC Actions ranked as the highest category at 14.8% or 574 of the 3,891 requests filed.

o Other categories in the top ten at the institution level were: Medical (10.1%), Classification (7.7%), Institution Operations (6.3%), Jail Time (6.0%), Institution Programs (5.1%), Work Assignments (4.5%), Transfer (4.4%), and Community Programs (4.3%). The categories in the top ten remained fairly constant. Special Housing complaints, which had ranked in the top ten for most of 1996 did not make the top ten for the second consecutive quarter. Community Programs appeared in the top ten for the third consecutive quarter due to inmates being denied early release eligibility based on ineligibility for community programs.

o The highest number of regional appeals (558) was filed in the North Central Region, which has the fifth lowest number of inmates (15,153). The lowest number of appeals (224) was filed in the South Central Region, which has the fourth lowest number of inmates (16,063). The Mid-Atlantic Region had the second highest number of appeals filed (487), with the third highest number of inmates (16,272).

o The highest percentage of grants at the regional office level was in the Mid-Atlantic Region (9.8% or 41). Seventeen of the 41 grants were in the UDC Actions category. The second highest percentage of grants was in the Northeast Region (8.9% or 27). Fourteen of the 27 grants were in the DHO Appeals category. The lowest number of grants (5 or 2.2%) was in the Western Region, which also has the second lowest number of appeals.

o At the central office level, filings for DHO appeals was the highest category (22.1% or 199). This is about the same (21.5% or 190) as last quarter.

o For central office appeals, Jail Time was the second highest category (12.8%, or 115). The remaining categories in the top five were: Staff (8.3% or 75), Classification (8.1% or 73), and Medical (7.3% or 66).

o At the central office level, the response time was 33.40 days, compared to 31.13 days the previous quarter. At the regional office level, the response time was 28.11 days. At the institution level, the response time was 16.28 days.

Date of request: 04/15/97:12.35

Summary Period: 23Dec96 thru 23Mar97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
INSTITUTION FILINGS FOR:  
BOP ALL INSTITUTIONS

Institution Security Level:

Region: BOP

Number of Inmates in Population: 96779.26 (average daily over time span)

\* \* \* \* \*

Filed During Period: 3753 Rate Filed Per 100 Inmates: 3.88  
Answered During Period: 3642 Pending at End of Period: 1313  
Answered On Time: 3354 ( 92.1%) Overdue: 358  
Average Time for Response: 16.28 days

REMEDIES INITIATED

\* REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	339	7.2%	50	5.1%	289	7.7%	*	268	7.4%	17	6.3%
Non-mail Com	24	0.5%	9	0.9%	15	0.4%	*	11	0.3%	0	0.0%
Comm Prgms	182	3.8%	20	2.0%	162	4.3%	*	154	4.2%	18	11.7%
Staff	738	15.6%	170	17.2%	568	15.1%	*	564	15.5%	68	12.1%
Control Unit	4	0.1%	2	0.2%	2	0.1%	*	2	0.1%	0	0.0%
DHO Appeals	61	1.3%	53	5.4%	8	0.2%	*	7	0.2%	0	0.0%
Educatn/Rec	59	1.2%	6	0.6%	53	1.4%	*	50	1.4%	3	6.0%
Food	83	1.8%	13	1.3%	70	1.9%	*	66	1.8%	15	22.7%
Operatn	305	6.4%	69	7.0%	236	6.3%	*	219	6.0%	38	17.4%
Program	247	5.2%	55	5.6%	192	5.1%	*	182	5.0%	24	13.2%
Legal	211	4.5%	54	5.5%	157	4.2%	*	154	4.2%	28	18.2%
Mail	164	3.5%	33	3.3%	131	3.5%	*	139	3.8%	17	12.2%
Srch/Restrnt	38	0.8%	10	1.0%	28	0.7%	*	31	0.9%	2	6.5%
Spec Housing	176	3.7%	43	4.4%	133	3.5%	*	126	3.5%	21	16.7%
Transfer	221	4.7%	54	5.5%	167	4.4%	*	161	4.4%	14	8.7%
UDC Actions	659	13.9%	163	16.5%	496	13.2%	*	494	13.6%	80	16.2%
Visiting	108	2.3%	16	1.6%	92	2.5%	*	90	2.5%	17	18.9%
Work Assign	202	4.3%	33	3.3%	169	4.5%	*	167	4.6%	30	18.0%
Dental Care	33	0.7%	3	0.3%	30	0.8%	*	31	0.9%	9	29.0%
Forced Med	3	0.1%	0	0.0%	3	0.1%	*	4	0.1%	0	0.0%
Medical	443	9.3%	65	6.6%	378	10.1%	*	366	10.0%	88	24.0%
Disability	17	0.4%	3	0.3%	14	0.4%	*	12	0.3%	2	16.7%
Mental Hlth	20	0.4%	2	0.2%	18	0.5%	*	16	0.4%	5	31.3%
Jail Time	256	5.4%	29	2.9%	227	6.0%	*	218	6.0%	20	9.2%
Records	59	1.2%	17	1.7%	42	1.1%	*	42	1.2%	10	23.8%
Sentence Com	87	1.8%	14	1.4%	73	1.9%	*	68	1.9%	7	10.3%
TOTALS:	4739	100.0%	986	100.0%	3753	100.0%	*	3642	100.0%	533	N/A
% of Submitted:		100.0%		20.8%		79.2%	*				
% of Answered:							*		100.0%		14.6%

Reason for Rejection:

Untimely 124 ( 12.6%) Wrong level 51 ( 5.2%)  
No informal resolution 346 ( 35.1%) Re-submit 302 ( 30.6%)  
Attachments 0 ( 0.0%) Other 289 ( 29.3%)

ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 BOP ALL INSTITUTIONS

Institution Security Level: Region: BOP

Number of Inmates in Population: 96779.26 (average daily over time span)

\* \* \* \* \*

Filed During Period: 2182 Rate Filed Per 100 Inmates: 2.25  
 Answered During Period: 2068 Pending at End of Period: 835  
 Answered On Time: 1982 ( 95.8%) Overdue: 13  
 Average Time for Response: 28.11 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	216 6.7%	69 6.5%	147 6.7%	148 7.2%	9 6.1%	
Non-mail Com	9 0.3%	3 0.3%	6 0.3%	7 0.3%	0 0.0%	
Comm Prgms	104 3.2%	33 3.1%	71 3.3%	78 3.8%	2 2.6%	
Staff	349 10.8%	146 13.7%	203 9.3%	166 8.0%	8 4.8%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	1 0.0%	0 0.0%	
DHO Appeals	1006 31.0%	345 32.5%	661 30.3%	630 30.5%	54 8.6%	
Educatn/Rec	26 0.8%	6 0.6%	20 0.9%	19 0.9%	1 5.3%	
Food	26 0.8%	7 0.7%	19 0.9%	13 0.6%	1 7.7%	
Operatn	115 3.5%	38 3.6%	77 3.5%	68 3.3%	3 4.4%	
Program	111 3.4%	24 2.3%	87 4.0%	77 3.7%	6 7.8%	
Legal	86 2.7%	32 3.0%	54 2.5%	59 2.9%	1 1.7%	
Mail	82 2.5%	20 1.9%	62 2.8%	59 2.9%	0 0.0%	
Srch/Restrnt	8 0.2%	3 0.3%	5 0.2%	7 0.3%	0 0.0%	
Spec Housing	85 2.6%	38 3.6%	47 2.2%	49 2.4%	1 2.0%	
Transfer	175 5.4%	79 7.4%	96 4.4%	92 4.4%	4 4.3%	
UDC Actions	256 7.9%	81 7.6%	175 8.0%	159 7.7%	32 20.1%	
Visiting	34 1.0%	11 1.0%	23 1.1%	23 1.1%	0 0.0%	
Work Assign	81 2.5%	19 1.8%	62 2.8%	57 2.8%	1 1.8%	
Dental Care	9 0.3%	0 0.0%	9 0.4%	11 0.5%	1 9.1%	
Forced Med	1 0.0%	0 0.0%	1 0.0%	1 0.0%	0 0.0%	
Medical	175 5.4%	52 4.9%	123 5.6%	113 5.5%	5 4.4%	
Disability	5 0.2%	1 0.1%	4 0.2%	4 0.2%	0 0.0%	
Mental Hlth	7 0.2%	3 0.3%	4 0.2%	2 0.1%	0 0.0%	
Jail Time	199 6.1%	40 3.8%	159 7.3%	151 7.3%	2 1.3%	
Records	28 0.9%	6 0.6%	22 1.0%	25 1.2%	0 0.0%	
Sentence Com	51 1.6%	6 0.6%	45 2.1%	49 2.4%	1 2.0%	
TOTALS:	3244 100.0%	1062 100.0%	2182 100.0%	2068 100.0%	132 N/A	
% of Submitted:	100.0%	32.7%	67.3%			
% of Answered:				100.0%	6.4%	

Reason for Rejection:  
 Untimely 102 ( 9.6%) Wrong level 151 ( 14.2%)  
 No informal resolution 147 ( 13.8%) Re-submit 398 ( 37.5%)  
 Attachments 61 ( 5.7%) Other 236 ( 22.2%)

Date of request: 04/15/97:12.37

Summary Period: 23Dec96 thru 23Mar97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
CENTRAL OFFICE APPEALS FOR:  
BOP ALL INSTITUTIONS

Institution Security Level: Region: BOP

Number of Inmates in Population: 96779.26 (average daily over time span)

\* \* \* \* \*

Filed During Period: 899 Rate Filed Per 100 Inmates: 0.93  
Answered During Period: 977 Pending at End of Period: 304  
Answered On Time: 890 ( 91.1%) Overdue: 25  
Average Time for Response: 33.40 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	128	9.0%	55	10.6%	73	8.1%	*	90	9.2%	0	0.0%
Non-mail Com	4	0.3%	1	0.2%	3	0.3%	*	1	0.1%	0	0.0%
Comm Prgrms	42	3.0%	14	2.7%	28	3.1%	*	26	2.7%	0	0.0%
Staff	121	8.5%	46	8.8%	75	8.3%	*	71	7.3%	0	0.0%
Control Unit	2	0.1%	1	0.2%	1	0.1%	*	3	0.3%	0	0.0%
DHO Appeals	347	24.5%	148	28.5%	199	22.1%	*	228	23.3%	1	0.4%
Educatn/Rec	12	0.8%	7	1.3%	5	0.6%	*	5	0.5%	0	0.0%
Food	8	0.6%	4	0.8%	4	0.4%	*	6	0.6%	0	0.0%
Operatn	51	3.6%	15	2.9%	36	4.0%	*	37	3.8%	0	0.0%
Program	57	4.0%	28	5.4%	29	3.2%	*	32	3.3%	0	0.0%
Legal	66	4.7%	22	4.2%	44	4.9%	*	53	5.4%	1	1.9%
Mail	47	3.3%	11	2.1%	36	4.0%	*	32	3.3%	0	0.0%
Srch/Restrnt	9	0.6%	2	0.4%	7	0.8%	*	8	0.8%	0	0.0%
Spec Housing	25	1.8%	11	2.1%	14	1.6%	*	21	2.1%	0	0.0%
Transfer	68	4.8%	25	4.8%	43	4.8%	*	48	4.9%	0	0.0%
UDC Actions	87	6.1%	39	7.5%	48	5.3%	*	49	5.0%	0	0.0%
Visiting	14	1.0%	5	1.0%	9	1.0%	*	7	0.7%	0	0.0%
Work Assign	37	2.6%	13	2.5%	24	2.7%	*	22	2.3%	1	4.5%
Dental Care	6	0.4%	3	0.6%	3	0.3%	*	7	0.7%	0	0.0%
Forced Med	1	0.1%	0	0.0%	1	0.1%	*	0	0.0%	0	0.0%
Medical	91	6.4%	25	4.8%	66	7.3%	*	80	8.2%	1	1.3%
Disability	1	0.1%	1	0.2%	0	0.0%	*	1	0.1%	0	0.0%
Mental Hlth	2	0.1%	1	0.2%	1	0.1%	*	1	0.1%	0	0.0%
Jail Time	141	9.9%	26	5.0%	115	12.8%	*	105	10.7%	0	0.0%
Records	13	0.9%	3	0.6%	10	1.1%	*	18	1.8%	0	0.0%
Sentence Com	39	2.7%	14	2.7%	25	2.8%	*	26	2.7%	3	11.5%
TOTALS:	1419	100.0%	520	100.0%	899	100.0%	*	977	100.0%	7	N/A
% of Submitted:		100.0%		36.6%		63.4%	*				
% of Answered:							*	100.0%		0.7%	

Reason for Rejection:

Untimely 171 ( 32.9%) Wrong level 87 ( 16.7%)  
No informal resolution 2 ( 0.4%) Re-submit 233 ( 44.8%)  
Attachments 90 ( 17.3%) Other 75 ( 14.4%)

Date of request: 04/15/97:12.39

Summary Period: 23Dec96 thru 23Mar97

Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA
REGIONAL OFFICE APPEALS FOR:
MID ATLANTIC REGION

Institution Security Level: Region: MXR

Number of Inmates in Population: 16271.622 (average daily over time span)

\* \* \* \* \*

Filed During Period: 487 Rate Filed Per 100 Inmates: 2.99
Answered During Period: 417 Pending at End of Period: 229
Answered On Time: 397 (95.2%) Overdue: 4
Average Time for Response: 32.43 days

REMEDIES INITIATED

REMEDIES RESOLVED

Table with columns: SUBJECT BREAKDOWN, Number & Percent Submitted, Number & Percent Rejected, Number & Percent Filed, Number & Percent Answered, Number & Percent Granted. Includes rows for various categories like Classificatn, Non-mail Com, Comm Prgms, etc., and a TOTALS row.

Reason for Rejection:

Untimely 10 ( 6.2%) Wrong level 57 ( 35.2%)
No informal resolution 3 ( 1.9%) Re-submit 69 ( 42.6%)
Attachments 27 ( 16.7%) Other 3 ( 1.9%)

Date of request: 04/15/97:12.39

Summary Period: 23Dec96 thru 23Mar97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
NORTHEAST REGION

Institution Security Level: Region: NER

Number of Inmates in Population: 19338.9 (average daily over time span)

\* \* \* \* \*

Filed During Period: 339 Rate Filed Per 100 Inmates: 1.75  
Answered During Period: 305 Pending at End of Period: 116  
Answered On Time: 305 (100.0%) Overdue: 0  
Average Time for Response: 18.70 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	34	6.2%	14	6.6%	20	5.9%	*	16	5.2%	0	0.0%
Non-mail Com	0	0.0%	0	0.0%	0	0.0%	*	2	0.7%	0	0.0%
Comm Prgms	16	2.9%	7	3.3%	9	2.7%	*	11	3.6%	0	0.0%
Staff	56	10.2%	31	14.6%	25	7.4%	*	18	5.9%	2	11.1%
Control Unit	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
DHO Appeals	193	35.0%	70	33.0%	123	36.3%	*	109	35.7%	14	12.8%
Educatn/Rec	8	1.5%	4	1.9%	4	1.2%	*	5	1.6%	1	20.0%
Food	4	0.7%	2	0.9%	2	0.6%	*	1	0.3%	0	0.0%
Operatn	33	6.0%	19	9.0%	14	4.1%	*	14	4.6%	1	7.1%
Program	11	2.0%	4	1.9%	7	2.1%	*	8	2.6%	1	12.5%
Legal	10	1.8%	4	1.9%	6	1.8%	*	7	2.3%	1	14.3%
Mail	11	2.0%	3	1.4%	8	2.4%	*	8	2.6%	0	0.0%
Srch/Restrnt	3	0.5%	2	0.9%	1	0.3%	*	2	0.7%	0	0.0%
Spec Housing	16	2.9%	8	3.8%	8	2.4%	*	7	2.3%	0	0.0%
Transfer	24	4.4%	9	4.2%	15	4.4%	*	8	2.6%	0	0.0%
UDC Actions	38	6.9%	10	4.7%	28	8.3%	*	25	8.2%	7	28.0%
Visiting	8	1.5%	2	0.9%	6	1.8%	*	2	0.7%	0	0.0%
Work Assign	8	1.5%	2	0.9%	6	1.8%	*	7	2.3%	0	0.0%
Dental Care	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Forced Med	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Medical	31	5.6%	13	6.1%	18	5.3%	*	16	5.2%	0	0.0%
Disability	2	0.4%	1	0.5%	1	0.3%	*	1	0.3%	0	0.0%
Mental Hlth	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Jail Time	33	6.0%	5	2.4%	28	8.3%	*	25	8.2%	0	0.0%
Records	5	0.9%	1	0.5%	4	1.2%	*	6	2.0%	0	0.0%
Sentence Com	7	1.3%	1	0.5%	6	1.8%	*	7	2.3%	0	0.0%
TOTALS:	551	100.0%	212	100.0%	339	100.0%	*	305	100.0%	27	N/A
% of Submitted:		100.0%		38.5%		61.5%	*				
% of Answered:							*		100.0%		8.9%

Reason for Rejection:

Untimely 32( 15.1%) Wrong level 14( 6.6%)  
No informal resolution 12( 5.7%) Re-submit 88( 41.5%)  
Attachments 3( 1.4%) Other 29( 13.7%)



ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 SOUTHEAST REGION

Institution Security Level: Region: SER

Number of Inmates in Population: 17564.1 (average daily over time span)

\* \* \* \* \*

Filed During Period: 335 Rate Filed Per 100 Inmates: 1.91  
 Answered During Period: 328 Pending at End of Period: 121  
 Answered On Time: 299 (91.2%) Overdue: 7  
 Average Time for Response: 27.28 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	18 3.9%	7 5.4%	11 3.3%	14 4.3%	2 14.3%	
Non-mail Com	1 0.2%	0 0.0%	1 0.3%	2 0.6%	0 0.0%	
Comm Prgms	24 5.2%	2 1.5%	22 6.6%	25 7.6%	1 4.0%	
Staff	35 7.5%	7 5.4%	28 8.4%	24 7.3%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
DHO Appeals	187 40.2%	61 46.9%	126 37.6%	119 36.3%	9 7.6%	
Educatn/Rec	7 1.5%	1 0.8%	6 1.8%	3 0.9%	0 0.0%	
Food	3 0.6%	0 0.0%	3 0.9%	1 0.3%	1 100.0%	
Operatn	13 2.8%	4 3.1%	9 2.7%	9 2.7%	0 0.0%	
Program	17 3.7%	2 1.5%	15 4.5%	16 4.9%	1 6.3%	
Legal	12 2.6%	2 1.5%	10 3.0%	13 4.0%	0 0.0%	
Mail	9 1.9%	1 0.8%	8 2.4%	4 1.2%	0 0.0%	
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Spec Housing	7 1.5%	6 4.6%	1 0.3%	2 0.6%	0 0.0%	
Transfer	19 4.1%	14 10.8%	5 1.5%	7 2.1%	0 0.0%	
UDC Actions	28 6.0%	6 4.6%	22 6.6%	22 6.7%	1 4.5%	
Visiting	2 0.4%	1 0.8%	1 0.3%	3 0.9%	0 0.0%	
Work Assign	11 2.4%	1 0.8%	10 3.0%	9 2.7%	0 0.0%	
Dental Care	2 0.4%	0 0.0%	2 0.6%	4 1.2%	1 25.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Medical	32 6.9%	7 5.4%	25 7.5%	20 6.1%	4 20.0%	
Disability	1 0.2%	0 0.0%	1 0.3%	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Jail Time	26 5.6%	6 4.6%	20 6.0%	21 6.4%	2 9.5%	
Records	8 1.7%	2 1.5%	6 1.8%	7 2.1%	0 0.0%	
Sentence Com	3 0.6%	0 0.0%	3 0.9%	3 0.9%	0 0.0%	
TOTALS:	465 100.0%	130 100.0%	335 100.0%	328 100.0%	22 N/A	
% of Submitted:	100.0%	28.0%	72.0%	100.0%	6.7%	
% of Answered:						

Reason for Rejection:  
 Untimely 1 ( 0.8%) Wrong level 46 ( 35.4%)  
 No informal resolution 0 ( 0.0%) Re-submit 71 ( 54.6%)  
 Attachments 3 ( 2.3%) Other 71 ( 54.6%)

Date of request: 04/15/97:12.39

Summary Period: 23Dec96 thru 23Mar97

Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA
REGIONAL OFFICE APPEALS FOR:
NORTH CENTRAL REGION

Institution Security Level: Region: NCR

Number of Inmates in Population: 15153.522 (average daily over time span)

\* \* \* \* \*

Filed During Period: 558 Rate Filed Per 100 Inmates: 3.68
Answered During Period: 583 Pending at End of Period: 195
Answered On Time: 555 (95.2%) Overdue: 1
Average Time for Response: 33.03 days

REMEDIES INITIATED

REMEDIES RESOLVED

Table with 7 columns: SUBJECT BREAKDOWN, Number & Percent Submitted, Number & Percent Rejected, Number & Percent Filed, Number & Percent Answered, Number & Percent Granted. Includes rows for various categories like Classification, Non-mail Com, etc., and a TOTALS row.

Reason for Rejection:

Untimely 27 (10.5%) Wrong level 9 (3.5%)
No informal resolution 106 (41.2%) Re-submit 107 (41.6%)
Attachments 18 (7.0%) Other 10 (3.9%)

Date of request: 04/15/97:12.39

Summary Period: 23Dec96 thru 23Mar97

Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA
REGIONAL OFFICE APPEALS FOR:
SOUTH CENTRAL REGION

Institution Security Level: Region: SCR

Number of Inmates in Population: 16063.256 (average daily over time span)

\* \* \* \* \*

Filed During Period: 224 Rate Filed Per 100 Inmates: 1.39
Answered During Period: 207 Pending at End of Period: 102
Answered On Time: 204 ( 98.6%) Overdue: 0
Average Time for Response: 32.08 days

REMEDIES INITIATED

REMEDIES RESOLVED

Table with columns: SUBJECT BREAKDOWN, Number & Percent Submitted, Number & Percent Rejected, Number & Percent Filed, Number & Percent Answered, Number & Percent Granted. Includes rows for various categories like Classification, Non-mail Com, etc., and a TOTALS row.

Reason for Rejection:

Untimely 14 ( 10.3%) Wrong level 11 ( 8.1%)
No informal resolution 24 ( 17.6%) Re-submit 49 ( 36.0%)
Attachments 8 ( 5.9%) Other 39 ( 28.7%)

Date of request: 04/15/97:12.39

Summary Period: 23Dec96 thru 23Mar97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
WESTERN REGION

Institution Security Level: Region: WXR

Number of Inmates in Population: 12387.856 (average daily over time span)

\* \* \* \* \*

Filed During Period: 239 Rate Filed Per 100 Inmates: 1.93  
Answered During Period: 228 Pending at End of Period: 72  
Answered On Time: 222 ( 97.4%) Overdue: 1  
Average Time for Response: 17.19 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	29	7.2%	6	3.6%	23	9.6%	*	20	8.8%	0	0.0%
Non-mail Com	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Comm Prgrms	13	3.2%	6	3.6%	7	2.9%	*	9	3.9%	0	0.0%
Staff	28	6.9%	14	8.5%	14	5.9%	*	14	6.1%	3	21.4%
Control Unit	0	0.0%	0	0.0%	0	0.0%	*	1	0.4%	0	0.0%
DHO Appeals	138	34.2%	62	37.6%	76	31.8%	*	69	30.3%	0	0.0%
Educatn/Rec	0	0.0%	0	0.0%	0	0.0%	*	1	0.4%	0	0.0%
Food	3	0.7%	0	0.0%	3	1.3%	*	2	0.9%	0	0.0%
Operatn	11	2.7%	5	3.0%	6	2.5%	*	5	2.2%	0	0.0%
Program	7	1.7%	1	0.6%	6	2.5%	*	6	2.6%	0	0.0%
Legal	15	3.7%	11	6.7%	4	1.7%	*	5	2.2%	0	0.0%
Mail	10	2.5%	6	3.6%	4	1.7%	*	1	0.4%	0	0.0%
Srch/Restrnt	1	0.2%	1	0.6%	0	0.0%	*	0	0.0%	0	0.0%
Spec Housing	11	2.7%	5	3.0%	6	2.5%	*	9	3.9%	1	11.1%
Transfer	19	4.7%	13	7.9%	6	2.5%	*	5	2.2%	0	0.0%
UDC Actions	27	6.7%	12	7.3%	15	6.3%	*	16	7.0%	0	0.0%
Visiting	7	1.7%	4	2.4%	3	1.3%	*	4	1.8%	0	0.0%
Work Assign	9	2.2%	4	2.4%	5	2.1%	*	4	1.8%	1	25.0%
Dental Care	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Forced Med	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Medical	6	1.5%	2	1.2%	4	1.7%	*	6	2.6%	0	0.0%
Disability	0	0.0%	0	0.0%	0	0.0%	*	1	0.4%	0	0.0%
Mental Hlth	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Jail Time	60	14.9%	12	7.3%	48	20.1%	*	39	17.1%	0	0.0%
Records	1	0.2%	0	0.0%	1	0.4%	*	2	0.9%	0	0.0%
Sentence Com	9	2.2%	1	0.6%	8	3.3%	*	9	3.9%	0	0.0%
TOTALS:	404	100.0%	165	100.0%	239	100.0%	*	228	100.0%	5	N/A
% of Submitted:		100.0%		40.8%		59.2%	*				
% of Answered:							*	100.0%		2.2%	

Reason for Rejection:

Untimely 18 ( 10.9%) Wrong level 14 ( 8.5%)  
No informal resolution 2 ( 1.2%) Re-submit 14 ( 8.5%)  
Attachments 2 ( 1.2%) Other 84 ( 50.9%)

PART II  
QUARTERLY REPORT - ADMINISTRATIVE REMEDIES FOR  
COMMUNITY CORRECTIONS

No significant trends noted.

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
CCM FILINGS FOR:  
All Community Corrections

Number of Inmates in Population: 7179.9322 (average daily over time span)  
Region:

\* \* \* \* \*

Filed During Period:	33	Rate Filed Per 100 Inmates:	0.46
Answered During Period:	29	Pending at End of Period:	61
Answered On Time:	25 ( 86.2)	Overdue:	58
Average Time for Response:	15.61 days		

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Non-mail Com	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Comm Prgms	31	77.5%	4	57.1%	27	81.8%	*	21	72.4%	5	23.8%
Staff	2	5.0%	1	14.3%	1	3.0%	*	2	6.9%	1	50.0%
Control Unit	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
CCM/Major	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Educatn/Rec	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Food	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Operatn	2	5.0%	0	0.0%	2	6.1%	*	2	6.9%	1	50.0%
Program	0	0.0%	0	0.0%	0	0.0%	*	1	3.4%	0	0.0%
Legal	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Mail	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Srch/Restrnt	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Spec Housing	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Transfer	1	2.5%	0	0.0%	1	3.0%	*	1	3.4%	0	0.0%
CDC/Minor	3	7.5%	1	14.3%	2	6.1%	*	1	3.4%	1	100.0%
Visiting	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Work Assign	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Dental Care	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Forced Med	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Medical	1	2.5%	1	14.3%	0	0.0%	*	0	0.0%	0	0.0%
Disability	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Mental Hlth	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Jail Time	0	0.0%	0	0.0%	0	0.0%	*	1	3.4%	0	0.0%
Records	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Sentence Com	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
TOTALS:	40	100.0%	7	100.0%	33	100.0%	*	29	100.0%	8	N/A
% of Submitted:		100.0%		17.5%		82.5%	*				
% of Answered:							*		100.0%		27.6%

Reason for Rejection:

Untimely	0 ( 0.0)	Wrong level	1 ( 14.3)
No informal resolution	0 ( 0.0)	Re-submit	0 ( 0.0)
Attachments	0 ( 0.0)	Other	5 ( 71.4)

COMMUNITY CORRECTIONS  
 ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 All Community Corrections

Number of Inmates in Population: 7179.9322 (average daily over time span)

Region:

\* \* \* \* \*

Filed During Period: 32 Rate Filed Per 100 Inmates: 0.45  
 Answered During Period: 31 Pending at End of Period: 8  
 Answered On Time: 30 ( 96.8) Overdue: 0  
 Average Time for Response: 26.10 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Comm Prgms	2 4.1%	2 11.8%	0 0.0%	1 3.2%	0 0.0%	*
Staff	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Control Unit	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
CCM/Major	40 81.6%	12 70.6%	28 87.5%	27 87.1%	2 7.4%	*
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Food	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Instr Operatn	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
J Program	2 4.1%	1 5.9%	1 3.1%	1 3.2%	0 0.0%	*
L ↓	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Mail	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Spec Housing	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Transfer	1 2.0%	1 5.9%	0 0.0%	0 0.0%	0 0.0%	*
CDC/Minor	3 6.1%	1 5.9%	2 6.2%	1 3.2%	0 0.0%	*
Visiting	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Work Assign	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Dental Care	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Forced Med	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Medical	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Disability	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Jail Time	1 2.0%	0 0.0%	1 3.1%	1 3.2%	0 0.0%	*
Records	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Sentence Com	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
TOTALS:	49 100.0%	17 100.0%	32 100.0%	31 100.0%	2 N/A	*
% of Submitted:	100.0%	34.7%	65.3%	100.0%	6.5%	*
% of Answered:						*

Reason for Rejection:

Untimely	3 ( 17.6)	Wrong level	2 ( 11.8)
No informal resolution	2 ( 11.8)	Re-submit	7 ( 41.2)
Attachments	0 ( 0.0)	Other	3 ( 17.6)

Date of request: 04/15/97:12.46

Summary Period: 23Dec96 thru 23Mar97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
CENTRAL OFFICE APPEALS FOR:  
All Community Corrections

Number of Inmates in Population: 7179.9322 (average daily over time span)  
Region:

\* \* \* \* \*

Filed During Period: 4 Rate Filed Per 100 Inmates: 0.06  
Answered During Period: 6 Pending at End of Period: 1  
Answered On Time: 6 (100.0) Overdue: 0  
Average Time for Response: 32.33 days

REMEDIES INITIATED

\*

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	2 28.6%	0 0.0%	2 50.0%	*	3 50.0%	0 0.0%
Staff	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CCM/Major	3 42.9%	3 100.0%	0 0.0%	*	0 0.0%	0 0.0%
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Food	0 0.0%	0 0.0%	0 0.0%	*	1 16.7%	0 0.0%
Inst Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Legal	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CDC/Minor	1 14.3%	0 0.0%	1 25.0%	*	0 0.0%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Records	1 14.3%	0 0.0%	1 25.0%	*	1 16.7%	0 0.0%
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	1 16.7%	0 0.0%
TOTALS:	7 100.0%	3 100.0%	4 100.0%	*	6 100.0%	0 N/A
% of Submitted:	100.0%	42.9%	57.1%	*		
% of Answered:				*	100.0%	0.0%

Reason for Rejection:

Untimely 2 ( 66.7) Wrong level 0 ( 0.0)  
No informal resolution 0 ( 0.0) Re-submit 1 ( 33.3)  
Attachments 0 ( 0.0) Other 2 ( 66.7)



**LLB QUARTERLY STATISTICS**

**APRIL 1, 1997 - JUNE 30, 1997**

**OTHER CASES**

Type	Total	Received	Affirmed/Dismissed	Reversed	Awaiting Decision	Settled
MSPB	4	0	1	-	3	-
ARB	1	-	-	-	1	-
OSC	3	3	-	-	-	-
AGP	0	-	-	-	-	-
COURT	1	-	-	-	1	-
<b>TOTALS</b>	<b>9</b>	<b>3</b>	<b>1</b>	<b>0</b>	<b>5</b>	<b>0</b>

**LLB QUARTERLY STATISTICS**

**APRIL 1, 1997 - JUNE 30, 1997**

**EQUAL EMPLOYMENT OPPORTUNITY COMPLAINTS**

Regions	Total	Rec'd.	Closed	Stl.	AJ Disc.	AJ N.Disc.	CAO Disc.	CAO N.Disc.	Awaiting Decision	Hrng. W/D by Compl.	Remand
NER	22	7	0	0	-	-	0	0	1	0	-
NCR	23	3	1	0	-	0	-	0	2	0	-
MXR	18	0	0	0	-	-	-	0	2	0	-
SER	15	3	2	1	-	0	0	0	2	0	1
SCR	17	0	2	0	-	0	-	-	1	0	0
WRO	9	0	2	-	-	-	-	0	1	-	-
CO	4	0	0	0	-	-	-	0	-	-	-
MSTC	0	0	0	-	-	-	-	-	-	-	-
<b>TOTALS</b>	<b>108</b>	<b>13</b>	<b>7</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>9</b>	<b>0</b>	<b>1</b>

**LLB QUARTERLY STATISTICS**

**APRIL 1, 1997 - JUNE 30, 1997**

**UNFAIR LABOR PRACTICES**

**FEDERAL LABOR RELATIONS BOARD**

Regions	Total	Received	Dismissed Withdrawn	Settled	*ALJ V.	**ALJ N.V.	FLRA V.	FLRA N.V.	Awaiting Decision
NER	10	6	0	0	-	-	-	-	0
NCR	53	14	6	2	-	-	-	-	24
MXR	10	4	2	2	-	-	-	-	-
SER	1	3	3	0	-	-	-	-	-
SCR	28	21	5	0	-	-	-	-	5
WRO	11	4	1	2	-	-	-	-	-
CO	3	1	1	0	-	-	-	-	-
MSTC	0	0	2	0	-	-	-	-	-
<b>TOTALS</b>	<b>116</b>	<b>53</b>	<b>20</b>	<b>6</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>29</b>

\*V - Violation of Labor Statute

\*\* N.V. - No Violation of Labor Statute

+Includes Glynco

1997 QUARTERLY LITIGATION REPORT  
THIRD QUARTER

I. SIGNIFICANT HEARINGS AND TRIALS

**NORTHEAST REGION**

Colon v. Menifee, Appeal No. 96-7588 (3d Cir.) - Oral argument was heard on May 9, 1997 in our appeal from the grant of a habeas corpus petition. Petitioner Jimmy Colon, 19968-038, challenged the Bureau's decision that his conviction for felon in possession of a firearm under 18 U.S.C. § 922(g) was a crime of violence precluding him from early reduction consideration under 18 U.S.C. § 3621(e). The district court held that the Bureau was not entitled to conclude that the possession of a firearm by a felon is a crime of violence for purposes of 18 U.S.C. § 3621(e) eligibility. The Third Circuit focused on the nature of deference the court should accord the interpretation of the Bureau. No decision has been issued.

Roussos v. Menifee, No. 97-7011 (3d Cir.) - On July 8, 1997, oral argument was held in a 18 U.S.C. § 3621(e) case. Inmate Victor Roussos, Reg. No. 30950-054, filed a petition for writ of habeas corpus challenging his ineligibility for early release under 18 U.S.C. § 3621(e). Because of a two point enhancement for a firearm in connection with a drug offense. The district court denied the petition and upheld the BOP interpretation. No decision has been issued.

Pollard v. Secor, et. al, 95 Civ. 5599 (E.D.PA.), FCI Schuylkill. Jury trial was held on June 23 and 24, 1997 in this Bivens case. Inmate Rodney Pollard, Reg. No. 14640-050, alleged that he was improperly placed in administrative detention and then transferred as a result of the practice of his religion. At beginning of trial, Judge Ludwig granted a renewed motion to dismiss administrative detention claim on basis of Sandin and a recent Third Circuit case. After one hour deliberations, the jury returned a verdict in favor of all defendants.

Gibbons v. United States, CV-95-4654 (S.D.N.Y.), MCC N.Y. This FTCA case went to trial on April 8, 1997. Inmate Gary Gibbons, 34115-054, alleged that he injured his hand as a result of using defective and dangerous weight lifting equipment at MCC N.Y. and sought \$300,000 in damages. The court ruled in favor of the United States.

Palmer v. United States, CV-95-383 (M.D.PA.) - This Federal Tort Claims Act case was filed by Inmate Lovell Palmer, 23307-083, who alleged that he slipped and fell in January 1994 at USP Lewisburg. His administrative tort claim was for \$1000. In his complaint, he requested damages in excess of \$25,000. We moved

for partial summary judgment against the United States in the amount of \$1000. The judge granted our request for a bifurcated trial limited to the issue of whether the inmate can claim damages above that requested in his administrative claim. This part of the trial was held on January 15, 1997. No decision has yet been rendered.

## II. SETTLEMENTS AND AWARDS

### **MID ATLANTIC REGION**

Venus Michels v. USA, FMC Lexington - Plaintiff, who alleged she was coerced into sexual contact with ex-correctional officer Eddie Smith, accepted a final settlement of \$150,000. This is the final civil case arising out of the actions of Eddie Smith.

Lydia K. Porter v. USA, FMC Lexington - Plaintiff, who alleged negligent care by BOP staff after she had a tooth extraction and developed a serious infection, accepted a final settlement offer of \$30,000.

### **NORTH CENTRAL REGION**

Perse v. United States, FCI Englewood - Plaintiff is the wife of a deceased Colorado Department of Corrections (CDOC) staff member who died in a rappelling accident. BOP staff members were present to assist the CDOC in conducting its training program and the plaintiff has alleged that their negligence was the cause of her husband's death. Plaintiff's rappelling expert has provided a very strong opinion pointing toward BOP staff negligence in the accident. The BOP concurred in the settlement of this case for \$750,000.

Lang v. United States, FMC Rochester - Hybrid Bivens/FTCA case alleging a failure to protect. Lang was assaulted by his cellmate within two hours of arriving at FMC. The plaintiff suffered significant personal injury. The case settled as a FTCA claim for \$300,000.

### **NORTHEAST REGION**

Hammed v. United States, FCI Otisville - Federal Tort Claims Act property claim settled for \$120.00.

Dennie v. Teague, FCI Ray Brook - Inmate Akali Dennie, 11762-014, filed Bivens case alleging failure to protect him from assault by another inmate. Case converted into an FTCA and settled for \$5000.00.

Mulligan v. United States, FCI Schuylkill - Inmate Francis Mulligan, Reg. No. 31580-066, filed FTCA case alleging he slipped

and fell due to staff negligence in maintaining a clear sidewalk, and that the fall caused one of his pacemaker wire leads to tear from his heart, requiring surgical repair. Our medical expert confirmed that the fall may have caused the wire to separate. The case settled for \$4,000.00.

Curtis v. United States, FCI Fairton - FTCA case regarding delay in medical treatment which occurred as a result of the institution transfer of the inmate Plaintiff, Glenn Curtis, Reg. No. 44293-066. The case settled for \$45,000.00.

#### WESTERN REGION

Graham v. USA, FCI Dublin - FTCA action in which an inmate was hit by a roll of roofing material that fell through the roof of food service at FCI Dublin. The matter settled for \$3,500.00.

Asberry v. BOP, MDC Los Angeles - EEO action in which an employee was discharged from MDC Los Angeles after episodes indicating he was unable to perform his duties. He asserted that he was the victim of retaliation for assisting female employees in reporting sexual harassment. The jury awarded him \$500,000.00 and the United States settled for a total of \$280,000.00, inclusive of attorneys fees.

Moracco v. Reno, FCI Safford - FTCA action in which a former inmate at FCI Safford complained that he was injured when he fell from a van while in leg irons and other restraints. The United States Attorneys Office in Tucson agreed to settle for \$12,363.00.

### III. PENDING CASES OF INTEREST

#### CENTRAL OFFICE

Estate of Kenneth Michael Trentadue, et al. v. United States, et al.,

CIV-97-849L (WD/OK) - Action involves death of an inmate at FTC Oklahoma City in August 1995. Inmate's family believes staff murdered the inmate and that Bureau of Prisons' officials are now covering up the incident. Plaintiff asserts both Bivens and FTCA theories.

#### NORTH CENTRAL REGION

Garrett v. Hawk, Case No. 96-1429, 10th Cir. Court of Appeals, FCC Florence. The district court dismissed sua sponte a Bivens action for failure to exhaust administrative remedies. On appeal, the Court of Appeals requested a brief from the government as to whether the exhaustion requirement of the Prison Litigation Reform Act (PLRA) (42 USC § 1997e(a)) applies to Bivens actions.

FCI Greenville Disturbance Cases. Eleven similar Bivens cases containing allegations against staff at FCI Greenville alleging excessive use of force in the aftermath of the October, 1995 disturbance have been filed by inmates. The Department of Justice

has been closely examining these actions to determine whether representation should be granted to individual BOP employees.

**LITIGATION - 1997                      3RD QUARTER REPORT**

LOC	NUM	HC	FTC	BIV	OTH	ANS	PEN	CLD	H/T	AWD	SET	AWD/SET
MXR	45	22	4	16	3	47	339	63	5	0	2	\$180,000
NCR	77	51	5	19	8	0	333	7	1	0	1	\$750,000
NER	63	22	11	19	10	27	600	36	15	0	4	0
SCR	66	40	6	17	3	60	171	40	10	0	0	0
SER	43	23	4	10	6	30	726	39	0	0	0	0
WXR	57	44	2	8	3	26	352	40	1	1	2	\$296,863
CO	26	1	4	6	0	18	192	8	7	0	0	0
TOT	377	203	36	95	33	208	2,713	233	39	1	9	\$1,226,863

DEFINITIONS

LOC - Location  
 NUM - Total Number of Lawsuits Filed in Quarter  
 HC - Number of Habeas Corpus Actions Filed in Quarter  
 FTC - Number of FTCA Actions Filed in Quarter  
 BIV - Number of Bivens Actions Filed in Quarter  
 OTH - Other Actions Filed in Quarter  
 ANS - Number of Litigation Reports Completed  
 PEN - Number of Actions Pending  
 CLD - Number of Actions Closed  
 H/T - Number of Hearings or Trials (Narrative Analysis Follows)  
 AWD - Number of Awards (Narrative Analysis Follows)  
 SET - Number of Settlements (Narrative Analysis Follows)  
 AWD/SET - Amount of Settlements and Awards

LITIGATION ANALYSIS

The total number of lawsuits filed decreased by 46 from last quarter, the total dollar amount for cases settled increased due to one case in the NCRO.



## QUARTERLY REPORT - ADMINISTRATIVE REMEDIES

APRIL THRU JUNE 1997

Administrative Remedy data is provided directly from the Key Indicator (KI/SSS) system. The first three of the attached reports show information on institution filings, regional appeals, and central office appeals aggregated for the Bureau as a whole (BOP - All Institutions). The remaining six reports display by region aggregate information in regional appeals filed by inmates in all institutions in that particular region.

Administrative Remedy data for Community Corrections is provided in Part II of this Quarterly Report.

Some observations about the data in the attached reports are as follows.

- o The total number of filings for this quarter showed an increase at all levels. Institution filings went from 3,753 to 3,873, regional appeals from 2,182 to 2,448 and central office appeals from 899 to 940.
- o Grant rates for this quarter increased at the regional and central office levels, and decreased at the institution level. The grant rate at the institution level for this quarter was 13.2%, compared to 14.6% last quarter. The grant rate at the regional office level was 7.9%, compared to 6.4% the previous quarter. The grant rate at the central office level was 1.4%, compared to .7% the previous quarter.
- o Staff Complaints again surpassed UDC Actions as the highest category at the institution level and increased from the previous quarter (15.1% or 568 of the 3,753 filed compared to 15.8% or 611 of the 3,873 filed this quarter).

o UDC Actions was the second highest category at the institution level. UDC Actions made up 14.5%, or 562 of the 3,873 requests filed. Last quarter, UDC Actions also ranked as the second highest category at 13.2% or 496 of the 3,753 requests filed.

o Other categories in the top ten at the institution level were: Medical (9.4%), Institution Operations (7.5%), Classification (6.8%), Institution Programs (5.0%), Work Assignments (4.9%), Special Housing (4.8%), Jail Time (4.6%), and Transfer (4.4%). The categories in the top ten remained fairly constant. However, Special Housing complaints, which had ranked in the top ten for most of 1996 and did not make the top ten for the two past quarters, was in the top ten this quarter. Community Programs, which had appeared in the top ten for the three past quarters due to inmates being denied early release eligibility based on ineligibility for community programs, did not make the top ten this quarter.

o The highest number of regional appeals (572) was filed in the North Central Region, which has the fifth lowest number of inmates (15,232). The lowest number of appeals (252) was filed in the Western Region, which has the lowest number of inmates (12,719). The Northeast Region had the second highest number of appeals filed (487), with the highest number of inmates (19,218).

o The highest percentage of grants at the regional office level was in the South Central Region (11.0% or 29). Thirteen of the 29 grants were in the UDC Actions category. The second highest percentage of grants was in the Mid-Atlantic Region (10.7% or 58). Twenty-two of the 58 grants were in the DHO Appeals category. The lowest number of grants (5 or 1.8%) was in the Western Region, which also has the lowest number of appeals.

o At the central office level, filings for DHO appeals was the highest category (20.4% or 192). This is about the same (22.1% or 199) as last quarter.

o For central office appeals, Jail Time was the second highest category (15.2%, or 143). The remaining categories in the top five were: Staff (9.3% or 87), Medical (8.7% or 82), and Classification (7.7% or 72).

o At the central office level, the response time was 32.95 days, compared to 33.40 days the previous quarter. This reflects the extended period of time ISM and Medical are taking to respond to their respective appeals. Also, cases referred to the LCI Branch for early release eligibility, compassionate release, and religious issues are taking an extended period of time to be returned for response due to the complexity of the issues. At the regional office level, the response time was 27.07 days. At the institution level, the response time was 19.79 days.

PART II

QUARTERLY REPORT - ADMINISTRATIVE REMEDIES FOR  
COMMUNITY CORRECTIONS

No significant trends noted.

Date of request: 07/11/97:08.37

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
CENTRAL OFFICE APPEALS FOR:  
BOP ALL INSTITUTIONS

Institution Security Level: Region: BOP

Number of Inmates in Population: 98852.18 (average daily over time span)

\* \* \* \* \*

Filed During Period: 940 Rate Filed Per 100 Inmates: 0.95  
Answered During Period: 959 Pending at End of Period: 391  
Answered On Time: 871 (90.8%) Overdue: 38  
Average Time for Response: 32.95 days

REMEDIES INITIATED

\* REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	* * * * *	Number & Percent Answered	Number & Percent Granted
Classification	104 7.1%	32 6.2%	72 7.7%	*	81 8.4%	1 1.2%
Non-mail Com	1 0.1%	1 0.2%	0 0.0%	*	2 0.2%	0 0.0%
Comm Prgms	48 3.3%	23 4.4%	25 2.7%	*	25 2.6%	0 0.0%
Staff	141 9.7%	54 10.4%	87 9.3%	*	100 10.4%	2 2.0%
Control Unit	5 0.3%	3 0.6%	2 0.2%	*	0 0.0%	0 0.0%
DHO Appeals	328 22.5%	136 26.3%	192 20.4%	*	192 20.0%	1 0.5%
Educate/Rec	11 0.8%	2 0.4%	9 1.0%	*	8 0.8%	0 0.0%
Food	14 1.0%	6 1.2%	8 0.9%	*	4 0.4%	0 0.0%
Ins Operatn	50 3.4%	15 2.9%	35 3.7%	*	41 4.3%	0 0.0%
Ins Program	52 3.6%	27 5.2%	25 2.7%	*	40 4.2%	1 2.5%
Legal	43 3.0%	17 3.3%	26 2.8%	*	28 2.9%	0 0.0%
Mail	46 3.2%	13 2.5%	33 3.5%	*	36 3.8%	0 0.0%
Arch/Restrnt	3 0.2%	0 0.0%	3 0.3%	*	2 0.2%	0 0.0%
Spec Housing	41 2.8%	16 3.1%	25 2.7%	*	26 2.7%	0 0.0%
Transfer	79 5.4%	33 6.4%	46 4.9%	*	50 5.2%	1 2.0%
WDC Actions	87 6.0%	35 6.8%	52 5.5%	*	54 5.6%	0 0.0%
Visiting	22 1.5%	9 1.7%	13 1.4%	*	14 1.5%	0 0.0%
Work Assign	29 2.0%	9 1.7%	20 2.1%	*	24 2.5%	1 4.2%
Dental Care	7 0.5%	3 0.6%	4 0.4%	*	5 0.5%	0 0.0%
Forced Med	1 0.1%	1 0.2%	0 0.0%	*	1 0.1%	0 0.0%
Medical	114 7.8%	32 6.2%	82 8.7%	*	50 5.2%	2 4.0%
Disability	2 0.1%	0 0.0%	2 0.2%	*	1 0.1%	0 0.0%
Mental Hlth	5 0.3%	1 0.2%	4 0.4%	*	2 0.2%	0 0.0%
Wait Time	185 12.7%	42 8.1%	143 15.2%	*	141 14.7%	3 2.1%
Records	10 0.7%	1 0.2%	9 1.0%	*	10 1.0%	0 0.0%
Sentence Com	29 2.0%	6 1.2%	23 2.4%	*	22 2.3%	1 4.5%
TOTALS:	1457 100.0%	517 100.0%	940 100.0%	*	959 100.0%	13 N/A
% of Submitted:	100.0%	35.5%	64.5%	*		
% of Answered:				*	100.0%	1.4%

Reason for Rejection:

Untimely 123 (23.8%) Wrong level 113 (21.9%)  
No informal resolution 10 (1.9%) Re-submit 245 (47.4%)  
Attachments 85 (16.4%) Other 93 (18.0%)

ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 BOP ALL INSTITUTIONS

Institution Security Level: Region: BOP

Number of Inmates in Population: 98852.18 (average daily over time span)

\* \* \* \* \*

Filed During Period: 2448 Rate Filed Per 100 Inmates: 2.48  
 Answered During Period: 2483 Pending at End of Period: 862  
 Answered On Time: 2399 ( 96.6%) Overdue: 15  
 Average Time for Response: 27.07 days

REMEDIES INITIATED

\* REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	207	6.1%	65	6.8%	142	5.8%	*	154	6.2%	13	8.4%
Non-mail Com	12	0.4%	2	0.2%	10	0.4%	*	7	0.3%	1	14.3%
Comm Prgms	119	3.5%	41	4.3%	78	3.2%	*	85	3.4%	3	3.5%
Staff	383	11.3%	151	15.8%	232	9.5%	*	259	10.4%	10	3.9%
Control Unit	3	0.1%	0	0.0%	3	0.1%	*	3	0.1%	0	0.0%
DHO Appeals	1080	31.7%	277	29.0%	803	32.8%	*	803	32.3%	70	8.7%
Educate/Rec	27	0.8%	5	0.5%	22	0.9%	*	19	0.8%	0	0.0%
Food	37	1.1%	6	0.6%	31	1.3%	*	27	1.1%	0	0.0%
In peratn	129	3.8%	31	3.2%	98	4.0%	*	101	4.1%	6	5.9%
In rogram	105	3.1%	21	2.2%	84	3.4%	*	84	3.4%	3	3.6%
Legal	99	2.9%	30	3.1%	69	2.8%	*	58	2.3%	2	3.4%
Mail	73	2.1%	21	2.2%	52	2.1%	*	53	2.1%	2	3.8%
Arch/Restrnt	13	0.4%	3	0.3%	10	0.4%	*	7	0.3%	0	0.0%
Spec Housing	110	3.2%	36	3.8%	74	3.0%	*	57	2.3%	1	1.8%
Transfer	140	4.1%	58	6.1%	82	3.3%	*	84	3.4%	6	7.1%
JDC Actions	284	8.3%	75	7.9%	209	8.5%	*	221	8.9%	56	25.3%
Visiting	52	1.5%	16	1.7%	36	1.5%	*	37	1.5%	1	2.7%
Work Assign	76	2.2%	15	1.6%	61	2.5%	*	67	2.7%	3	4.5%
Dental Care	14	0.4%	5	0.5%	9	0.4%	*	9	0.4%	0	0.0%
Forced Med	1	0.0%	0	0.0%	1	0.0%	*	1	0.0%	0	0.0%
Medical	198	5.8%	51	5.3%	147	6.0%	*	149	6.0%	8	5.4%
Disability	4	0.1%	0	0.0%	4	0.2%	*	4	0.2%	0	0.0%
Mental Hlth	10	0.3%	2	0.2%	8	0.3%	*	8	0.3%	0	0.0%
Jail Time	161	4.7%	33	3.5%	128	5.2%	*	131	5.3%	8	6.1%
Records	14	0.4%	3	0.3%	11	0.4%	*	14	0.6%	1	7.1%
Sentence Com	52	1.5%	8	0.8%	44	1.8%	*	41	1.7%	3	7.3%
TOTALS:	3403	100.0%	955	100.0%	2448	100.0%	*	2483	100.0%	197	N/A
% of Submitted:		100.0%		28.1%		71.9%	*		100.0%		7.9%
% of Answered:							*				

Reason for Rejection:  
 Untimely 91 ( 9.5%) Wrong level 104 ( 10.9%)  
 No informal resolution 87 ( 9.1%) Re-submit 348 ( 36.4%)  
 Attachments 65 ( 6.8%) Other 257 ( 26.9%)

ADMINISTRATIVE REMEDIES TRACKING DATA  
 INSTITUTION FILINGS FOR:  
 BOP ALL INSTITUTIONS

Institution Security Level: Region: BOP

Number of Inmates in Population: 98852.18 (average daily over time span)

\* \* \* \* \*

Filed During Period: 3873 Rate Filed Per 100 Inmates: 3.92  
 Answered During Period: 3916 Pending at End of Period: 1249  
 Answered On Time: 3652 ( 93.3%) Overdue: 301  
 Average Time for Response: 19.79 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	322 6.7%	57 6.2%	265 6.8%	285 7.3%	33 11.6%	
Non-mail Com	26 0.5%	3 0.3%	23 0.6%	27 0.7%	2 7.4%	
Comm Prgms	189 3.9%	24 2.6%	165 4.3%	166 4.2%	16 9.6%	
Staff	737 15.4%	126 13.8%	611 15.8%	604 15.4%	84 13.9%	
Control Unit	5 0.1%	2 0.2%	3 0.1%	3 0.1%	1 33.3%	
DHO Appeals	75 1.6%	63 6.9%	12 0.3%	9 0.2%	2 22.2%	
Educate/Rec	71 1.5%	8 0.9%	63 1.6%	66 1.7%	4 6.1%	
Food	104 2.2%	16 1.8%	88 2.3%	80 2.0%	18 22.5%	
Ins peratn	343 7.2%	54 5.9%	289 7.5%	285 7.3%	29 10.2%	
Ins rogram	222 4.6%	27 3.0%	195 5.0%	214 5.5%	24 11.2%	
Legal	210 4.4%	49 5.4%	161 4.2%	161 4.1%	20 12.4%	
Mail	118 2.5%	23 2.5%	95 2.5%	102 2.6%	8 7.8%	
Brch/Restrnt	17 0.4%	2 0.2%	15 0.4%	17 0.4%	0 0.0%	
Spec Housing	267 5.6%	80 8.8%	187 4.8%	186 4.7%	23 12.4%	
Transfer	216 4.5%	44 4.8%	172 4.4%	179 4.6%	20 11.2%	
JDC Actions	726 15.2%	164 18.0%	562 14.5%	548 14.0%	71 13.0%	
Visiting	87 1.8%	10 1.1%	77 2.0%	82 2.1%	9 11.0%	
Work Assign	241 5.0%	50 5.5%	191 4.9%	187 4.8%	21 11.2%	
Dental Care	34 0.7%	3 0.3%	31 0.8%	32 0.8%	11 34.4%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	
Medical	426 8.9%	62 6.8%	364 9.4%	372 9.5%	82 22.0%	
Disability	9 0.2%	1 0.1%	8 0.2%	11 0.3%	3 27.3%	
Mental Hlth	18 0.4%	5 0.5%	13 0.3%	13 0.3%	4 30.8%	
Jail Time	194 4.1%	17 1.9%	177 4.6%	169 4.3%	17 10.1%	
Records	45 0.9%	7 0.8%	38 1.0%	41 1.0%	10 24.4%	
Sentence Com	83 1.7%	15 1.6%	68 1.8%	77 2.0%	4 5.2%	
TOTALS:	4785 100.0%	912 100.0%	3873 100.0%	3916 100.0%	516 N/A	
% of Submitted:	100.0%	19.1%	80.9%			
% of Answered:				100.0%	13.2%	

Reason for Rejection:  
 Untimely 113 ( 12.4%) Wrong level 63 ( 6.9%)  
 No informal resolution 326 ( 35.7%) Re-submit 298 ( 32.7%)  
 Attachments 0 ( 0.0%) Other 221 ( 24.2%)

Date of request: 07/11/97:08.40

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
MID ATLANTIC REGION

Institution Security Level: Region: MXR

Number of Inmates in Population: 16422.31 (average daily over time span)

\* \* \* \* \*

Filed During Period: 446 Rate Filed Per 100 Inmates: 2.72  
Answered During Period: 541 Pending at End of Period: 155  
Answered On Time: 488 ( 90.2%) Overdue: 1  
Average Time for Response: 32.27 days

REMEDIES INITIATED

\* REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	* * * * *	Number & Percent Answered	Number & Percent Granted
Classificatn	48 7.8%	15 9.0%	33 7.4% *	*	41 7.6%	2 4.9%
Non-mail Com	4 0.7%	1 0.6%	3 0.7% *	*	3 0.6%	0 0.0%
Comm Prgms	30 4.9%	9 5.4%	21 4.7% *	*	24 4.4%	1 4.2%
Staff	67 10.9%	34 20.4%	33 7.4% *	*	46 8.5%	0 0.0%
Control Unit	1 0.2%	0 0.0%	1 0.2% *	*	1 0.2%	0 0.0%
DHO Appeals	136 22.2%	21 12.6%	115 25.8% *	*	142 26.2%	22 15.5%
Educate/Rec	8 1.3%	2 1.2%	6 1.3% *	*	3 0.6%	0 0.0%
Food	11 1.8%	1 0.6%	10 2.2% *	*	8 1.5%	0 0.0%
In peratr	26 4.2%	11 6.6%	15 3.4% *	*	19 3.5%	1 5.3%
In program	31 5.1%	4 2.4%	27 6.1% *	*	31 5.7%	1 3.2%
Legal	15 2.4%	3 1.8%	12 2.7% *	*	10 1.8%	0 0.0%
Mail	10 1.6%	4 2.4%	6 1.3% *	*	8 1.5%	0 0.0%
Arch/Restrnt	1 0.2%	1 0.6%	0 0.0% *	*	0 0.0%	0 0.0%
Spec Housing	21 3.4%	5 3.0%	16 3.6% *	*	17 3.1%	0 0.0%
Transfer	29 4.7%	12 7.2%	17 3.8% *	*	19 3.5%	3 15.8%
JDC Actions	77 12.6%	17 10.2%	60 13.5% *	*	73 13.5%	19 26.0%
Visiting	8 1.3%	3 1.8%	5 1.1% *	*	7 1.3%	0 0.0%
Work Assign	17 2.8%	4 2.4%	13 2.9% *	*	26 4.8%	3 11.5%
Dental Care	2 0.3%	1 0.6%	1 0.2% *	*	1 0.2%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0% *	*	0 0.0%	0 0.0%
Medical	37 6.0%	9 5.4%	28 6.3% *	*	32 5.9%	3 9.4%
Disability	0 0.0%	0 0.0%	0 0.0% *	*	0 0.0%	0 0.0%
Mental Hlth	3 0.5%	1 0.6%	2 0.4% *	*	1 0.2%	0 0.0%
Mail Time	17 2.8%	4 2.4%	13 2.9% *	*	18 3.3%	1 5.6%
Records	2 0.3%	1 0.6%	1 0.2% *	*	2 0.4%	0 0.0%
Sentence Com	12 2.0%	4 2.4%	8 1.8% *	*	9 1.7%	2 22.2%
TOTALS:	613 100.0%	167 100.0%	446 100.0% *	*	541 100.0%	58 N/A
% of Submitted:	100.0%	27.2%	72.8% *	*		
% of Answered:				*	100.0%	10.7%

Reason for Rejection:

Untimely 6 ( 3.6%) Wrong level 29 ( 17.4%)  
No informal resolution 3 ( 1.8%) Re-submit 60 ( 35.9%)  
Attachments 23 ( 13.8%) Other 12 ( 7.2%)



Date of request: 07/11/97:08.40

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
NORTHEAST REGION

Institution Security Level: Region: NER

Number of Inmates in Population: 19218.163 (average daily over time span)

\* \* \* \* \*  
Filed During Period: 487 Rate Filed Per 100 Inmates: 2.53  
Answered During Period: 460 Pending at End of Period: 162  
Answered On Time: 459 ( 99.8%) Overdue: 0  
Average Time for Response: 22.92 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	40 6.1%	13 7.6%	27 5.5%	*	30 6.5%	3 10.0%	
Non-mail Com	3 0.5%	0 0.0%	3 0.6%	*	0 0.0%	0 0.0%	
Comm Prgms	17 2.6%	9 5.2%	8 1.6%	*	8 1.7%	1 12.5%	
Staff	57 8.6%	17 9.9%	40 8.2%	*	41 8.9%	1 2.4%	
Control Unit	1 0.2%	0 0.0%	1 0.2%	*	1 0.2%	0 0.0%	
DHO Appeals	252 38.2%	57 33.1%	195 40.0%	*	182 39.6%	12 6.6%	
Educatn/Rec	3 0.5%	0 0.0%	3 0.6%	*	3 0.7%	0 0.0%	
Food	10 1.5%	0 0.0%	10 2.1%	*	9 2.0%	0 0.0%	
In peratn	21 3.2%	5 2.9%	16 3.3%	*	11 2.4%	1 9.1%	
Ins program	16 2.4%	5 2.9%	11 2.3%	*	7 1.5%	0 0.0%	
Legal	26 3.9%	10 5.8%	16 3.3%	*	10 2.2%	0 0.0%	
Mail	19 2.9%	5 2.9%	14 2.9%	*	14 3.0%	0 0.0%	
Brch/Restrnt	5 0.8%	1 0.6%	4 0.8%	*	2 0.4%	0 0.0%	
Spec Housing	19 2.9%	5 2.9%	14 2.9%	*	10 2.2%	0 0.0%	
Transfer	18 2.7%	8 4.7%	10 2.1%	*	15 3.3%	1 6.7%	
JDC Actions	41 6.2%	12 7.0%	29 6.0%	*	30 6.5%	6 20.0%	
Visiting	17 2.6%	5 2.9%	12 2.5%	*	14 3.0%	1 7.1%	
Work Assign	17 2.6%	4 2.3%	13 2.7%	*	11 2.4%	0 0.0%	
Dental Care	2 0.3%	0 0.0%	2 0.4%	*	2 0.4%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	36 5.5%	10 5.8%	26 5.3%	*	24 5.2%	1 4.2%	
Disability	3 0.5%	0 0.0%	3 0.6%	*	2 0.4%	0 0.0%	
Mental Hlth	2 0.3%	0 0.0%	2 0.4%	*	2 0.4%	0 0.0%	
Jail Time	22 3.3%	5 2.9%	17 3.5%	*	22 4.8%	3 13.6%	
Records	4 0.6%	1 0.6%	3 0.6%	*	3 0.7%	0 0.0%	
Sentence Com	8 1.2%	0 0.0%	8 1.6%	*	7 1.5%	0 0.0%	
TOTALS:	659 100.0%	172 100.0%	487 100.0%	*	460 100.0%	30 N/A	
% of Submitted:	100.0%	26.1%	73.9%	*			
% of Answered:				*	100.0%	6.5%	

Reason for Rejection:  
Untimely 33 ( 19.2%) Wrong level 3 ( 1.7%)  
No informal resolution 3 ( 1.7%) Re-submit 70 ( 40.7%)  
Att'chments 14 ( 8.1%) Other 45 ( 26.2%)

ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 SOUTHEAST REGION

Institution Security Level: Region: SER

Number of Inmates in Population: 18198.735 (average daily over time span)

\* \* \* \* \*

Filed During Period: 410 Rate Filed Per 100 Inmates: 2.25  
 Answered During Period: 358 Pending at End of Period: 168  
 Answered On Time: 340 ( 95.0%) Overdue: 11  
 Average Time for Response: 25.30 days

REMEDIES INITIATED

\* REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classification	29	5.5%	9	7.5%	20	4.9%	*	18	5.0%	2	11.1%
on-mail Com	3	0.6%	0	0.0%	3	0.7%	*	1	0.3%	0	0.0%
omm Prgms	10	1.9%	2	1.7%	8	2.0%	*	9	2.5%	0	0.0%
staff	50	9.4%	9	7.5%	41	10.0%	*	42	11.7%	2	4.8%
ontrol Unit	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
HO Appeals	200	37.7%	50	41.7%	150	36.6%	*	132	36.9%	10	7.6%
ducate/Rec	6	1.1%	2	1.7%	4	1.0%	*	6	1.7%	0	0.0%
ood	4	0.8%	0	0.0%	4	1.0%	*	4	1.1%	0	0.0%
ns verate	19	3.6%	3	2.5%	16	3.9%	*	19	5.3%	2	10.5%
ns rogram	16	3.0%	4	3.3%	12	2.9%	*	10	2.8%	0	0.0%
egal	15	2.8%	4	3.3%	11	2.7%	*	9	2.5%	0	0.0%
ail	12	2.3%	1	0.8%	11	2.7%	*	10	2.8%	1	10.0%
rch/Restrnt	4	0.8%	0	0.0%	4	1.0%	*	3	0.8%	0	0.0%
pec Housing	15	2.8%	10	8.3%	5	1.2%	*	4	1.1%	0	0.0%
ransfer	20	3.8%	5	4.2%	15	3.7%	*	9	2.5%	0	0.0%
DC Actions	43	8.1%	10	8.3%	33	8.0%	*	31	8.7%	7	22.6%
isiting	7	1.3%	1	0.8%	6	1.5%	*	3	0.8%	0	0.0%
ork Assign	13	2.5%	1	0.8%	12	2.9%	*	9	2.5%	0	0.0%
ental Care	3	0.6%	1	0.8%	2	0.5%	*	1	0.3%	0	0.0%
orced Med	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
edical	27	5.1%	4	3.3%	23	5.6%	*	17	4.7%	3	17.6%
isability	0	0.0%	0	0.0%	0	0.0%	*	1	0.3%	0	0.0%
ental Hlth	2	0.4%	1	0.8%	1	0.2%	*	1	0.3%	0	0.0%
ail Time	23	4.3%	2	1.7%	21	5.1%	*	16	4.5%	0	0.0%
ecords	2	0.4%	0	0.0%	2	0.5%	*	1	0.3%	0	0.0%
entence Com	7	1.3%	1	0.8%	6	1.5%	*	2	0.6%	1	50.0%
TOTALS:	530	100.0%	120	100.0%	410	100.0%	*	358	100.0%	28	N/A
of Submitted:	100.0%		22.6%		77.4%		*				
of Answered:							*	100.0%		7.8%	

Reason for Rejection:  
 Untimely 0 ( 0.0%) Wrong level 46 ( 38.3%)  
 No informal resolution 0 ( 0.0%) Re-submit 58 ( 48.3%)  
 Att hments 1 ( 0.8%) Other 74 ( 61.7%)

Date of request: 07/11/97:08.40

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
NORTH CENTRAL REGION

Institution Security Level: Region: NCR

Number of Inmates in Population: 15232.42 (average daily over time span)

\* \* \* \* \*

Filed During Period: 572 Rate Filed Per 100 Inmates: 3.76  
Answered During Period: 588 Pending at End of Period: 200  
Answered On Time: 583 ( 99.1%) Overdue: 1  
Average Time for Response: 29.62 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	44 5.4%	9 3.8%	35 6.1%	*	32 5.4%	2 6.3%	
Non-mail Com	1 0.1%	1 0.4%	0 0.0%	*	2 0.3%	1 50.0%	
Comm Prgms	24 3.0%	8 3.3%	16 2.8%	*	19 3.2%	0 0.0%	
Staff	122 15.0%	39 16.3%	83 14.5%	*	99 16.8%	5 5.1%	
Control Unit	1 0.1%	0 0.0%	1 0.2%	*	1 0.2%	0 0.0%	
DHO Appeals	251 30.9%	95 39.7%	156 27.3%	*	148 25.2%	19 12.8%	
Educate/Rec	6 0.7%	1 0.4%	5 0.9%	*	4 0.7%	0 0.0%	
Food	7 0.9%	3 1.3%	4 0.7%	*	3 0.5%	0 0.0%	
In peratn	42 5.2%	6 2.5%	36 6.3%	*	35 6.0%	1 2.9%	
Ins program	19 2.3%	3 1.3%	16 2.8%	*	19 3.2%	1 5.3%	
Legal	23 2.8%	7 2.9%	16 2.8%	*	17 2.9%	1 5.9%	
Mail	18 2.2%	4 1.7%	14 2.4%	*	14 2.4%	0 0.0%	
Brch/Restrnt	1 0.1%	0 0.0%	1 0.2%	*	2 0.3%	0 0.0%	
Spec Housing	40 4.9%	8 3.3%	32 5.6%	*	20 3.4%	1 5.0%	
Transfer	34 4.2%	14 5.9%	20 3.5%	*	21 3.6%	2 9.5%	
JDC Actions	56 6.9%	15 6.3%	41 7.2%	*	40 6.8%	11 27.5%	
Visiting	8 1.0%	2 0.8%	6 1.0%	*	8 1.4%	0 0.0%	
Work Assign	14 1.7%	4 1.7%	10 1.7%	*	9 1.5%	0 0.0%	
Dental Care	3 0.4%	1 0.4%	2 0.3%	*	3 0.5%	0 0.0%	
Forced Med	1 0.1%	0 0.0%	1 0.2%	*	1 0.2%	0 0.0%	
Medical	57 7.0%	11 4.6%	46 8.0%	*	56 9.5%	1 1.8%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	2 0.2%	0 0.0%	2 0.3%	*	4 0.7%	0 0.0%	
Jail Time	22 2.7%	6 2.5%	16 2.8%	*	16 2.7%	1 6.3%	
Records	5 0.6%	1 0.4%	4 0.7%	*	7 1.2%	1 14.3%	
Sentence Com	10 1.2%	1 0.4%	9 1.6%	*	8 1.4%	0 0.0%	
TOTALS:	811 100.0%	239 100.0%	572 100.0%	*	588 100.0%	47 N/A	
% of Submitted:	100.0%	29.5%	70.5%	*	100.0%	8.0%	
% of Answered:				*			

Reason for Rejection:  
Untimely 28 ( 11.7%) Wrong level 11 ( 4.6%)  
No informal resolution 78 ( 32.6%) Re-submit 108 ( 45.2%)  
At+ hments 17 ( 7.1%) Other 15 ( 6.3%)

Date of request: 07/11/97:08.40

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
SOUTH CENTRAL REGION

Institution Security Level: Region: SCR

Number of Inmates in Population: 17061.815 (average daily over time span)

\* \* \* \* \*

Filed During Period: 281 Rate Filed Per 100 Inmates: 1.65  
Answered During Period: 263 Pending at End of Period: 136  
Answered On Time: 261 ( 99.2%) Overdue: 1  
Average Time for Response: 33.92 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classification	34 8.2%	16 11.9%	18 6.4%	*	21 8.0%	4 19.0%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgms	10 2.4%	5 3.7%	5 1.8%	*	6 2.3%	0 0.0%	
Staff	53 12.7%	28 20.7%	25 8.9%	*	22 8.4%	1 4.5%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
DHO Appeals	101 24.3%	25 18.5%	76 27.0%	*	78 29.7%	6 7.7%	
Educate/Rec	4 1.0%	0 0.0%	4 1.4%	*	3 1.1%	0 0.0%	
Food	0 0.0%	0 0.0%	0 0.0%	*	1 0.4%	0 0.0%	
Ins Operatn	15 3.6%	3 2.2%	12 4.3%	*	12 4.6%	1 8.3%	
Ins Program	15 3.6%	4 3.0%	11 3.9%	*	11 4.2%	1 9.1%	
Legal	10 2.4%	4 3.0%	6 2.1%	*	4 1.5%	1 25.0%	
Mail	6 1.4%	1 0.7%	5 1.8%	*	4 1.5%	1 25.0%	
Prch/Restrnt	2 0.5%	1 0.7%	1 0.4%	*	0 0.0%	0 0.0%	
Spec Housing	6 1.4%	1 0.7%	5 1.8%	*	5 1.9%	0 0.0%	
Transfer	19 4.6%	11 8.1%	8 2.8%	*	10 3.8%	0 0.0%	
WDC Actions	32 7.7%	9 6.7%	23 8.2%	*	24 9.1%	13 54.2%	
Visiting	3 0.7%	0 0.0%	3 1.1%	*	1 0.4%	0 0.0%	
Work Assign	11 2.6%	2 1.5%	9 3.2%	*	8 3.0%	0 0.0%	
Dental Care	2 0.5%	1 0.7%	1 0.4%	*	1 0.4%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	31 7.5%	13 9.6%	18 6.4%	*	15 5.7%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	1 0.2%	0 0.0%	1 0.4%	*	0 0.0%	0 0.0%	
Pril Time	50 12.0%	10 7.4%	40 14.2%	*	27 10.3%	1 3.7%	
Records	1 0.2%	0 0.0%	1 0.4%	*	1 0.4%	0 0.0%	
Sentence Com	10 2.4%	1 0.7%	9 3.2%	*	9 3.4%	0 0.0%	
TOTALS:	416 100.0%	135 100.0%	281 100.0%	*	263 100.0%	29 N/A	
% of Submitted:	100.0%	32.5%	67.5%	*	100.0%	11.0%	
% of Answered:				*			

Reason for Rejection:  
Untimely 13 ( 9.6%) Wrong level 8 ( 5.9%)  
No informal resolution 3 ( 2.2%) Re-submit 47 ( 34.8%)  
Att' nments 6 ( 4.4%) Other 61 ( 45.2%)

Date of request: 07/11/97:08.40

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
WESTERN REGION

Institution Security Level: Region: WXR

Number of Inmates in Population: 12718.735 (average daily over time span)

\* \* \* \* \*

Filed During Period: 252 Rate Filed Per 100 Inmates: 1.98  
Answered During Period: 273 Pending at End of Period: 41  
Answered On Time: 268 ( 98.2%) Overdue: 1  
Average Time for Response: 13.51 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	12 3.2%	3 2.5%	9 3.6% *	12 4.4%	0 0.0%	
Non-mail Com	1 0.3%	0 0.0%	1 0.4% *	1 0.4%	0 0.0%	
Comm Prgms	28 7.5%	8 6.6%	20 7.9% *	19 7.0%	1 5.3%	
Staff	34 9.1%	24 19.7%	10 4.0% *	9 3.3%	1 11.1%	
Control Unit	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
DHO Appeals	140 37.4%	29 23.8%	111 44.0% *	121 44.3%	1 0.8%	
Educatn/Rec	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
Food	5 1.3%	2 1.6%	3 1.2% *	2 0.7%	0 0.0%	
Ins. operatn	6 1.6%	3 2.5%	3 1.2% *	5 1.8%	0 0.0%	
Ins program	8 2.1%	1 0.8%	7 2.8% *	6 2.2%	0 0.0%	
Legal	10 2.7%	2 1.6%	8 3.2% *	8 2.9%	0 0.0%	
Mail	8 2.1%	6 4.9%	2 0.8% *	3 1.1%	0 0.0%	
Brch/Restrnt	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
Spec Housing	9 2.4%	7 5.7%	2 0.8% *	1 0.4%	0 0.0%	
Transfer	20 5.3%	8 6.6%	12 4.8% *	10 3.7%	0 0.0%	
JDC Actions	35 9.4%	12 9.8%	23 9.1% *	23 8.4%	0 0.0%	
Visiting	9 2.4%	5 4.1%	4 1.6% *	4 1.5%	0 0.0%	
Work Assign	4 1.1%	0 0.0%	4 1.6% *	4 1.5%	0 0.0%	
Dental Care	2 0.5%	1 0.8%	1 0.4% *	1 0.4%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
Medical	10 2.7%	4 3.3%	6 2.4% *	5 1.8%	0 0.0%	
Disability	1 0.3%	0 0.0%	1 0.4% *	1 0.4%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
Mail Time	27 7.2%	6 4.9%	21 8.3% *	32 11.7%	2 6.3%	
Records	0 0.0%	0 0.0%	0 0.0% *	0 0.0%	0 0.0%	
Sentence Com	5 1.3%	1 0.8%	4 1.6% *	6 2.2%	0 0.0%	
TOTALS:	374 100.0%	122 100.0%	252 100.0% *	273 100.0%	5 N/A	
% of Submitted:	100.0%	32.6%	67.4% *			
% of Answered:				100.0%	1.8%	

Reason for Rejection:  
Untimely 11 ( 9.0%) Wrong level 7 ( 5.7%)  
No informal resolution 0 ( 0.0%) Re-submit 5 ( 4.1%)  
Attachments 4 ( 3.3%) Other 50 ( 41.0%)

Date of request: 07/11/97:08.43

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
CENTRAL OFFICE APPEALS FOR:  
All Community Corrections

Number of Inmates in Population: 11194.851 (average daily over time span)  
Region:

\* \* \* \* \*

Filed During Period: 9 Rate Filed Per 100 Inmates: 0.08  
Answered During Period: 8 Pending at End of Period: 2  
Answered On Time: 8 (100.0) Overdue: 0  
Average Time for Response: 28.92 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	1 7.1%	0 0.0%	1 11.1%	*	1 12.5%	0 0.0%	
Ion-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgms	3 21.4%	0 0.0%	3 33.3%	*	2 25.0%	0 0.0%	
Staff	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
ICM/Major	7 50.0%	4 80.0%	3 33.3%	*	2 25.0%	0 0.0%	
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Inst Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
In: rogram	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Leg	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Brch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
WDC/Minor	3 21.4%	1 20.0%	2 22.2%	*	3 37.5%	0 0.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
TOTALS:	14 100.0%	5 100.0%	9 100.0%	*	8 100.0%	0 N/A	
% of Submitted:	100.0%	35.7%	64.3%	*	100.0%	0.0%	
% of Answered:				*			

Reason for Rejection:  
Untimely 0 ( 0.0) Wrong level 0 ( 0.0)  
No informal resolution 0 ( 0.0) Re-submit 3 ( 60.0)  
Attachments 1 ( 20.0) Other 2 ( 40.0)

Date of request: 07/11/97:08.43

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
All Community Corrections

Number of Inmates in Population: 11194.851 (average daily over time span)  
Region:

\* \* \* \* \*

Filed During Period: 30 Rate Filed Per 100 Inmates: 0.27  
Answered During Period: 27 Pending at End of Period: 11  
Answered On Time: 26 ( 96.3) Overdue: 0  
Average Time for Response: 28.07 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	5 11.6%	2 15.4%	3 10.0%	*	3 11.1%	0 0.0%
Staff	4 9.3%	2 15.4%	2 6.7%	*	2 7.4%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CCM/Major	32 74.4%	7 53.8%	25 83.3%	*	22 81.5%	2 9.1%
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Inst Operatn	1 2.3%	1 7.7%	0 0.0%	*	0 0.0%	0 0.0%
In Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CDC/Minor	1 2.3%	1 7.7%	0 0.0%	*	0 0.0%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
TOTALS:	43 100.0%	13 100.0%	30 100.0%	*	27 100.0%	2 N/A
% of Submitted:	100.0%	30.2%	69.8%	*	100.0%	7.4%
% of Answered:				*		

Reason for Rejection:

Untimely 0 ( 0.0) Wrong level 1 ( 7.7)  
No informal resolution 2 ( 15.4) Re-submit 4 ( 30.8)  
Attachments 0 ( 0.0) Other 7 ( 53.8)

Date of request: 07/11/97:08.43

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
CCM FILINGS FOR:  
All Community Corrections

Number of Inmates in Population: 11194.851 (average daily over time span)  
Region:

\* \* \* \* \*  
Filed During Period: 34 Rate Filed Per 100 Inmates: 0.3  
Answered During Period: 32 Pending at End of Period: 69  
Answered On Time: 32 (100.0) Overdue: 62  
Average Time for Response: 11.84 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	2 4.4%	0 0.0%	2 5.9%	*	2 6.2%	1 50.0%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgms	28 62.2%	4 36.4%	24 70.6%	*	23 71.9%	3 13.0%	
Staff	3 6.7%	2 18.2%	1 2.9%	*	1 3.1%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
CCM/Major	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Food	1 2.2%	1 9.1%	0 0.0%	*	0 0.0%	0 0.0%	
Ins Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Ins Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Legal	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail	1 2.2%	0 0.0%	1 2.9%	*	1 3.1%	1 100.0%	
Brch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Transfer	1 2.2%	1 9.1%	0 0.0%	*	0 0.0%	0 0.0%	
WDC/Minor	5 11.1%	1 9.1%	4 11.8%	*	4 12.5%	1 25.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	2 4.4%	2 18.2%	0 0.0%	*	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sentence Com	2 4.4%	0 0.0%	2 5.9%	*	1 3.1%	0 0.0%	
TOTALS:	45 100.0%	11 100.0%	34 100.0%	*	32 100.0%	6 N/A	
% of Submitted:	100.0%	24.4%	75.6%	*	100.0%	18.8%	
% of Answered:				*			

Reason for Rejection:  
Untimely 0 ( 0.0) Wrong level 1 ( 9.1)  
No informal resolution 0 ( 0.0) Re-submit 0 ( 0.0)  
Att hments 0 ( 0.0) Other 4 ( 36.4)



Date of request: 07/11/97:08.49

Summary Period: 24Mar97 thru 22Jun97  
 Number of Months Found: 3

COMMUNITY CORRECTIONS  
 ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 CC: Mid-Atlantic Region

Number of Inmates in Population: 1553.9934 (average daily over time span)  
 Region: MXR  
 \* \* \* \* \*

Filed During Period: 1 Rate Filed Per 100 Inmates: 0.06  
 Answered During Period: 2 Pending at End of Period: 0  
 Answered On Time: 2 (100.0) Overdue: 0  
 Average Time for Response: \* days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgrms	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Staff	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
ECM/Major	1 100.0%	0 0.0%	1 100.0%	*	2 100.0%	0 0.0%	
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Inst Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
In: rogram	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Leg	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Brch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
CDC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
TOTALS:	1 100.0%	0 0.0%	1 100.0%	*	2 100.0%	0 N/A	
% of Submitted:	100.0%	0.0%	100.0%	*	100.0%	0.0%	
% of Answered:				*	100.0%	0.0%	

Reason for Rejection:  
 Untimely 0 ( 0.0) Wrong level 0 ( 0.0)  
 No informal resolution 0 ( 0.0) Re-submit 0 ( 0.0)  
 Attachments 0 ( 0.0) Other 0 ( 0.0)

Date of request: 07/11/97:08.49

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: Southeast Region

Number of Inmates in Population: 1108.4488 (average daily over time span)  
Region: SER

\* \* \* \* \*

Filed During Period: 15 Rate Filed Per 100 Inmates: 1.35  
Answered During Period: 12 Pending at End of Period: 6  
Answered On Time: 11( 91.7) Overdue: 0  
Average Time for Response: 29.39 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgms	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Staff	2 11.1%	0 0.0%	2 13.3%	*	2 16.7%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
DCM/Major	15 83.3%	2 66.7%	13 86.7%	*	10 83.3%	1 10.0%	
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Inst Operatn	1 5.6%	1 33.3%	0 0.0%	*	0 0.0%	0 0.0%	
Inst program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Leg	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Arch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
WDC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
TOTALS:	18 100.0%	3 100.0%	15 100.0%	*	12 100.0%	1 N/A	
% of Submitted:	100.0%	16.7%	83.3%	*			
% of Answered:				*	100.0%	8.3%	

Reason for Rejection:  
Untimely 0( 0.0) Wrong level 1( 33.3)  
No informal resolution 0( 0.0) Re-submit 0( 0.0)  
Attachments 0( 0.0) Other 3(100.0)

Date of request: 07/11/97:08.49

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: North Central Region

Number of Inmates in Population: 1019.923 (average daily over time span)  
Region: NCR

\* \* \* \* \*

Filed During Period: 4 Rate Filed Per 100 Inmates: 0.39  
Answered During Period: 1 Pending at End of Period: 4  
Answered On Time: 1(100.0) Overdue: 0  
Average Time for Response: \* days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgrms	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Staff	2 22.2%	2 40.0%	0 0.0%	*	0 0.0%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
CCM/Major	7 77.8%	3 60.0%	4 100.0%	*	1 100.0%	0 0.0%	
Educato/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Inst Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
In: rogram	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Brch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
WDC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
TOTALS:	9 100.0%	5 100.0%	4 100.0%	*	1 100.0%	0 N/A	
% of Submitted:	100.0%	55.6%	44.4%	*			
% of Answered:				*	100.0%	0.0%	

Reason for Rejection:  
Untimely 0 ( 0.0) Wrong level 0 ( 0.0)  
No informal resolution 2 ( 40.0) Re-submit 3 ( 60.0)  
Attachments 0 ( 0.0) Other 0 ( 0.0)

COMMUNITY CORRECTIONS  
 ADMINISTRATIVE REMEDIES TRACKING DATA  
 REGIONAL OFFICE APPEALS FOR:  
 CC: South Central Region

Number of Inmates in Population: 4698.3058 (average daily over time span)  
 Region: SCR

\* \* \* \* \*

Filed During Period: 4 Rate Filed Per 100 Inmates: 0.09  
 Answered During Period: 4 Pending at End of Period: 1  
 Answered On Time: 4(100.0) Overdue: 0  
 Average Time for Response: \* days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	3 60.0%	1 100.0%	2 50.0%	*	2 50.0%	0 0.0%
Staff	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CM/Major	2 40.0%	0 0.0%	2 50.0%	*	2 50.0%	0 0.0%
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Inst Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
In program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Leg	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Arch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
DC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%

TOTALS: 5 100.0% 1 100.0% 4 100.0% \* 4 100.0% 0 N/A  
 of Submitted: 100.0% 20.0% 80.0% \*  
 of Answered: 100.0% 0.0%

Reason for Rejection:  
 Untimely 0( 0.0) Wrong level 0( 0.0)  
 No informal resolution 0( 0.0) Re-submit 1(100.0)  
 Attachments 0( 0.0) Other 1(100.0)

Date of request: 07/11/97:08.49

Summary Period: 24Mar97 thru 22Jun97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: Western Region

Number of Inmates in Population: 2023.4323 (average daily over time span)  
Region: WXR

\* \* \* \* \*

Filed During Period: 6 Rate Filed Per 100 Inmates: 0.3  
Answered During Period: 8 Pending at End of Period: 0  
Answered On Time: 8 (100.0) Overdue: 0  
Average Time for Response: \* days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Ion-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgrms	2 20.0%	1 25.0%	1 16.7%	*	1 12.5%	0 0.0%	
Staff	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
ECM/Major	7 70.0%	2 50.0%	5 83.3%	*	7 87.5%	1 14.3%	
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Inst Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
In program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Le	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Arch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
WDC/Minor	1 10.0%	1 25.0%	0 0.0%	*	0 0.0%	0 0.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Wait Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
TOTALS:	10 100.0%	4 100.0%	6 100.0%	*	8 100.0%	1 N/A	
% of Submitted:	100.0%	40.0%	60.0%	*	100.0%	12.5%	
% of Answered:				*			

Reason for Rejection:  
Untimely 0 ( 0.0) Wrong level 0 ( 0.0)  
No informal resolution 0 ( 0.0) Re-submit 0 ( 0.0)  
Attachments 0 ( 0.0) Other 3 ( 75.0)

1997 QUARTERLY LITIGATION REPORT  
THIRD QUARTER

I. SIGNIFICANT HEARINGS AND TRIALS

**NORTHEAST REGION**

Colon v. Menifee, Appeal No. 96-7588 (3d Cir.) - Oral argument was heard on May 9, 1997 in our appeal from the grant of a habeas corpus petition. Petitioner Jimmy Colon, 19968-038, challenged the Bureau's decision that his conviction for felon in possession of a firearm under 18 U.S.C. § 922(g) was a crime of violence precluding him from early reduction consideration under 18 U.S.C. § 3621(e). The district court held that the Bureau was not entitled to conclude that the possession of a firearm by a felon is a crime of violence for purposes of 18 U.S.C. § 3621(e) eligibility. The Third Circuit focused on the nature of deference the court should accord the interpretation of the Bureau. No decision has been issued.

Roussos v. Menifee, No. 97-7011 (3d Cir.) - On July 8, 1997, oral argument was held in a 18 U.S.C. § 3621(e) case. Inmate Victor Roussos, Reg. No. 30950-054, filed a petition for writ of habeas corpus challenging his ineligibility for early release under 18 U.S.C. § 3621(e). Because of a two point enhancement for a firearm in connection with a drug offense. The district court denied the petition and upheld the BOP interpretation. No decision has been issued.

Pollard v. Secor, et. al, 95 Civ. 5599 (E.D.PA.), FCI Schuylkill. Jury trial was held on June 23 and 24, 1997 in this Bivens case. Inmate Rodney Pollard, Reg. No. 14640-050, alleged that he was improperly placed in administrative detention and then transferred as a result of the practice of his religion. At beginning of trial, Judge Ludwig granted a renewed motion to dismiss administrative detention claim on basis of Sandin and a recent Third Circuit case. After one hour deliberations, the jury returned a verdict in favor of all defendants.

Gibbons v. United States, CV-95-4654 (S.D.N.Y.), MCC N.Y. This FTCA case went to trial on April 8, 1997. Inmate Gary Gibbons, 34115-054, alleged that he injured his hand as a result of using defective and dangerous weight lifting equipment at MCC N.Y. and sought \$300,000 in damages. The court ruled in favor of the United States.

Palmer v. United States, CV-95-383 (M.D.PA.) - This Federal Tort Claims Act case was filed by Inmate Lovell Palmer, 23307-083, who alleged that he slipped and fell in January 1994 at USP Lewisburg. His administrative tort claim was for \$1000. In his complaint, he requested damages in excess of \$25,000. We moved

and fell due to staff negligence in maintaining a clear sidewalk, and that the fall caused one of his pacemaker wire leads to tear from his heart, requiring surgical repair. Our medical expert confirmed that the fall may have caused the wire to separate. The case settled for \$4,000.00.

Curtis v. United States, FCI Fairton - FTCA case regarding delay in medical treatment which occurred as a result of the institution transfer of the inmate Plaintiff, Glenn Curtis, Reg. No. 44293-066. The case settled for \$45,000.00.

#### WESTERN REGION

Graham v. USA, FCI Dublin - FTCA action in which an inmate was hit by a roll of roofing material that fell through the roof of food service at FCI Dublin. The matter settled for \$3,500.00.

Asberry v. BOP, MDC Los Angeles - EEO action in which an employee was discharged from MDC Los Angeles after episodes indicating he was unable to perform his duties. He asserted that he was the victim of retaliation for assisting female employees in reporting sexual harassment. The jury awarded him \$500,000.00 and the United States settled for a total of \$280,000.00, inclusive of attorneys fees.

Moracco v. Reno, FCI Safford - FTCA action in which a former inmate at FCI Safford complained that he was injured when he fell from a van while in leg irons and other restraints. The United States Attorneys Office in Tucson agreed to settle for \$12,363.00.

### III. PENDING CASES OF INTEREST

#### CENTRAL OFFICE

Estate of Kenneth Michael Trentadue, et al. v. United States, et al.,

CIV-97-849L (WD/OK) - Action involves death of an inmate at FTC Oklahoma City in August 1995. Inmate's family believes staff murdered the inmate and that Bureau of Prisons' officials are now covering up the incident. Plaintiff asserts both Bivens and FTCA theories.

#### NORTH CENTRAL REGION

Garrett v. Hawk, Case No. 96-1429, 10th Cir. Court of Appeals, FCC Florence. The district court dismissed sua sponte a Bivens action for failure to exhaust administrative remedies. On appeal, the Court of Appeals requested a brief from the government as to whether the exhaustion requirement of the Prison Litigation Reform Act (PLRA) (42 USC § 1997e(a)) applies to Bivens actions.

FCI Greenville Disturbance Cases. Eleven similar Bivens cases containing allegations against staff at FCI Greenville alleging excessive use of force in the aftermath of the October, 1995 disturbance have been filed by inmates. The Department of Justice

has been closely examining these actions to determine whether representation should be granted to individual BOP employees.



LITIGATION - 1997 THIRD QUARTER REPORT  
 APRIL 1, 1997 THROUGH JUNE 30, 1997

LOC	NUM	HC	TC	BIV	OT	ANS	PEN	CLD	H/T	AWD	SET	AWD
MXR	45	22	4	16	3	47	339	63	5	0	2	\$180000.
NER	63	22	11	19	10	27	600	36	15	0	4	\$0.
SER	43	23	4	10	6	30	726	39	0	0	0	\$0.
NCR	77	51	5	19	8	0	333	7	1	0	1	\$750000.
SCR	66	40	6	17	3	60	171	40	10	0	0	\$0.
WXR	57	44	2	8	3	26	352	40	1	1	2	\$296863.
CO	26	1	4	6	0	18	192	8	7	0	0	\$0.
TOT	377	203	36	95	33	208	2713	233	39	1	9	\$1,226863.

**DEFINITIONS:**

LOC - Location

NUM - Number of Total Lawsuits Filed in Quarter

HC - Number of Habeas Corpus Actions Filed

TC - Number of FTCA Actions Filed

BIV - Number of Bivens Actions Filed

OT - Other Actions Filed

ANS - Number of Litigation Reports Completed

PEN - Pending

CLD - Number of Actions Closed

H/T - Number of Hearings or Trials (Narrative analysis follows)

SET - Number of Settlements (Narrative analysis follows)

Hi Crystal - I know it's been a while since I asked you about Nancy Clark's 15 year pin. When can she get this please? Thanks.

AWD - Amount of Awards/Settlements

LITIGATION - 1997 SECOND QUARTER REPORT  
 JANUARY 1, 1997 THROUGH MARCH 31, 1997

LOC	NUM	HC	TC	BIV	OT	ANS	PEN	CLD	H/T	AWD	SET	AWD
MXR	61	34	6	17	4	57	353	33	1	0	7	\$97767.
NER	53	21	12	14	5	22	573	50	9	1	2	\$18757.87
SER	67	31	7	16	12	60	722	44	0	0	0	\$
NCR	70	38	4	14	14	UNK	342	71	2*	0	1**	\$
SCR	99	73	5	18	3	75	211	22	6	0	1	\$6000.
WXR	56	31	7	14	4	29	335	65	4	0	2	\$222000.
CO	17	0	1	9	7	16	52	7	1	0	0	\$
TOT	423	228	42	102	49	259	2588	292	23	1	13	\$344525.

LITIGATION - 1997      3RD QUARTER REPORT

LOC	NUM	HC	FTC	BIV	OTH	ANS	PEN	CLD	H/T	AWD	SET	AWD/SET
MXR	45	22	4	16	3	47	339	63	5	0	2	\$180,000
NCR	77	51	5	19	8	0	333	7	1	0	1	\$750,000
NER	63	22	11	19	10	27	600	36	15	0	4	0
SCR	66	40	6	17	3	60	171	40	10	0	0	0
SER	43	23	4	10	6	30	726	39	0	0	0	0
WXR	57	44	2	8	3	26	352	40	1	1	2	\$296,863
CO	26	1	4	6	0	18	192	8	7	0	0	0
TOT	377	203	36	95	33	208	2,713	233	39	1	9	\$1,226,863

DEFINITIONS

LOC - Location  
 NUM - Total Number of Lawsuits Filed in Quarter  
 HC - Number of Habeas Corpus Actions Filed in Quarter  
 FTC - Number of FTCA Actions Filed in Quarter  
 BIV - Number of Bivens Actions Filed in Quarter  
 OTH - Other Actions Filed in Quarter  
 ANS - Number of Litigation Reports Completed  
 PEN - Number of Actions Pending  
 CLD - Number of Actions Closed  
 H/T - Number of Hearings or Trials (Narrative Analysis Follows)  
 AWD - Number of Awards (Narrative Analysis Follows)  
 SET - Number of Settlements (Narrative Analysis Follows)  
 AWD/SET - Amount of Settlements and Awards

LITIGATION ANALYSIS

The total number of lawsuits filed decreased by 46 from last quarter, the total dollar amount for cases settled increased due to one case in the NCRO.

TORT CLAIMS - APRIL 1, 1997 THRU JUNE 30, 1997 - 3RD QUARTER

LOC	NUM	PROP	PI	APPR	AMOUNT	DEN	PEND	OTH	OD	A/O	A/P
MXR	167	123	44	14	3707	97	199	37	16	28	49
NER	183	135	46	9	675	99	225	65	20	0	61
SER	120	94	26	21	2903	81	73	41	7	0	20
NCR	191	157	34	29	5029	87	764	7	462	48	114
SCR	190	160	29	21	3126	61	188	53	17	185	61
WXR	131	94	37	11	928	61	111	33	4	38	18
CO	68	44	24	4	76009	0	25	71	17	155	20
TOT	1050	807	240	109	92377	486	1585	307	543	454	343

**NARRATIVE ANALYSIS**

**DEFINITIONS**

LOC - LOCATION  
 NUM - NUMBER FILED IN QUARTER  
 PROP - PROPERTY CLAIM  
 PI - PERSONAL INJURY CLAIM  
 APPR - APPROVED (SETTLED)  
 AMT - AMOUNT APPROVED  
 DEN - DENIED  
 OTH - OTHER DECISIONS  
 PEND - NUMBER PENDING  
 OD - NUMBER OVERDUE  
 A/O - AVERAGE NUMBER OF DAYS OVERDUE  
 A/P- AVERAGE LENGTH OF TIME TO PROCESS  
 N/A - DATA NOT COLLECTED

ADMINISTRATIVE CLAIMS - 1997 THIRD QUARTER REPORT  
 APRIL 1, 1997 THROUGH JUNE 30, 1997

LOC	NUM	PROP	PI	APPR	AMT	DEN	OTH	PEND	OD	A/O	A/P
MXR	167	123	44	14	3707	97	37	199	16	28	49
NER	183	135	46	9	675	99	65	225	20	0	61
SER	120	94	26	21	2903	81	41	73	7	0	20
NCR	191	157	34	29	5029	87	7	764	462	48	114
SCR	190	160	29	21	3126	61	53	188	17	185	61
WXR	131	94	37	11	928	61	33	111	4	38	18
CO	68	44	24	4	76009	0	71	25	17	155	20
TOT	1050	807	240	109	92377	486	307	1585	543	454	343

DEFINITIONS

- LOC - LOCATION
- NUM - NUMBER FILED IN QUARTER
- PROP - PROPERTY CLAIM
- PI - PERSONAL INJURY CLAIM
- APPR - APPROVED (settled)
- AMT - AMOUNT APPROVED
- DEN - DENIED
- OTH - OTHER DECISIONS
- PEND - PENDING
- OD - NUMBER OVERDUE
- A/O - AVERAGE NUMBER OF DAYS OVERDUE
- A/P - AVERAGE LENGTH OF TIME TO PROCESS
- N/A - DATA NOT AVAILABLE

ADMINISTRATIVE CLAIMS - 1997 SECOND QUARTER REPORT  
 JANUARY 1, 1997 THROUGH MARCH 31, 1997

LOC	NUM	PROP	PI	APPR	AMT	DEN	OTH	PEND	OD	A/O	A/P
MXR	150	124	26	17	1272	122	44	199	16	15	29
NER	174	132	42	28	8279	112	63	225	20	0	75
SER	115	100	14	34	3870	121	37	73	7	104	44
NCR	252	184	68	15	2605	38	13	764	462	59	36
SCR	122	80	42	12	728	62	33	188	17	0	24
WXR	132	103	9	20	2385	121	43	111	4	46	41
CO	46	25	21	2	5024	0	33	25	17	198	23
TOT	991	748	222	128	24163	576	266	1585	543	60	39

TORT CLAIMS - JAN 1, 1997 THRU MAR. 30, 1997 - 2ND QUARTER

LOC	NUM	PROP	PI	APPR	AMOUNT	DEN	PEND	OTH	OD	A/O	A/P
MXR	150	124	26	17	1272	122	199	44	16	15	29
NER	174	132	42	28	8279	112	225	63	20	0	75
SER	115	100	14	34	3870	121	73	37	7	104	44
NCR	252	184	68	15	2605	38	764	13	462	59	36
SCR	122	80	42	12	728	62	188	33	17	0	24
WXR	132	103	9	20	2385	121	111	43	4	46	41
CO	46	25	21	2	5024	0	25	33	17	198	23
TOT	991	748	222	128	24163	576	1585	266	543	60	39

**NARRATIVE ANALYSIS**

NCR has a significant number of pending claims. Their 764 makes up almost 50% of the total number of pending claims.

**DEFINITIONS**

LOC - LOCATION  
 NUM - NUMBER FILED IN QUARTER  
 PROP - PROPERTY CLAIM  
 PI - PERSONAL INJURY CLAIM  
 APPR - APPROVED (SETTLED)  
 AMT - AMOUNT APPROVED  
 DEN - DENIED  
 OTH - OTHER DECISIONS  
 PEND - NUMBER PENDING  
 OD - NUMBER OVERDUE  
 A/O - AVERAGE NUMBER OF DAYS OVERDUE  
 A/P- AVERAGE LENGTH OF TIME TO PROCESS  
 N/A - DATA NOT COLLECTED

ADMINISTRATIVE CLAIMS - 1997 SECOND QUARTER REPORT  
 JANUARY 1, 1997 THROUGH MARCH 31, 1997

LOC	NUM	PROP	PI	APPR	AMT	DEN	OTH	PEND	OD	A/O	A/P
MXR	150	124	26	17	1272	122	44	199	16	15	29
NER	174	132	42	28	8279	112	63	225	20	0	75
SER	115	100	14	34	3870	121	37	73	7	104	44
NCR	252	184	68	15	2605	38	13	764	462	59	36
SCR	122	80	42	12	728	62	33	188	17	0	24
WXR	132	103	9	20	2385	121	43	111	4	46	41
CO	46	25	21	2	5024	0	33	25	17	198	23
TOT	991	748	222	128	24163	576	266	1585	543	60	39

DEFINITIONS

LOC - LOCATION  
 NUM - NUMBER FILED IN QUARTER  
 PROP - PROPERTY CLAIM  
 PI - PERSONAL INJURY CLAIM  
 APPR - APPROVED (settled)  
 AMT - AMOUNT APPROVED  
 DEN - DENIED  
 OTH - OTHER DECISIONS  
 PEND - PENDING  
 OD - NUMBER OVERDUE  
 A/O - AVERAGE NUMBER OF DAYS OVERDUE  
 A/P - AVERAGE LENGTH OF TIME TO PROCESS  
 N/A - DATA NOT AVAILABLE

ADMINISTRATIVE CLAIMS - 1997 FIRST QUARTER REPORT  
 OCTOBER 1, 1996 THROUGH DECEMBER 31, 1996

LOC	NUM	PROP	PI	APPR	AMT	DEN	OTH	PEND	OD	A/O	A/P
MXR	177	153	24	13	1191	67	27	213	31	13	37
NER	220	187	33	32	5112	75	38	238	1	0	125
SER	142	128	19	46	6584	73	33	178	37	246	26
NCR	254	182	72	21	3843	100	32	351	129	32	53
SCR	167	126	41	17	2392	64	23	151	12	15	45
WXR	184	123	61	31	7676	106	27	141	13	123	45
CO	43	29	14	3	11740	1	42	21	13	0	40
TOT	1187	928	264	163	38538	486	222	1293	33	61	53

## QUARTERLY REPORT - ADMINISTRATIVE REMEDIES

JULY THRU SEPTEMBER 1997

Administrative Remedy data is provided directly from the Key Indicator (KI/SSS) system. The first three of the attached reports show information on institution filings, regional appeals, and central office appeals aggregated for the Bureau as a whole (BOP - All Institutions). The remaining six reports display by region aggregate information in regional appeals filed by inmates in all institutions in that particular region.

Administrative Remedy data for Community Corrections is provided in Part II of this Quarterly Report.

Some observations about the data in the attached reports are as follows.

- o The total number of filings for this quarter showed a slight decrease at the institution level, a decrease at the regional level, and an increase at the central office level. Institution filings went from 3,873 to 3,854, regional appeals from 2,448 to 2,228 and central office appeals from 940 to 962.
- o Grant rates for this quarter increased at the institution regional and regional office levels, and decreased at the central office level. The grant rate at the institution level for this quarter was 14.9%, compared to 13.2% last quarter. The grant rate at the regional office level was 9.7%, compared to 7.9% the previous quarter. The grant rate at the central office level was 1.1%, compared to 1.4% the previous quarter.
- o Staff Complaints again surpassed UDC Actions as the highest category at the institution level and increased from the previous quarter (15.8% or 611 of the 3,873 filed compared to 16.2% or 623 of the 3,854 filed this quarter).
- o UDC Actions was the second highest category at the institution level. UDC Actions made up 14.6%, or 563 of the 3,854 requests filed. Last quarter, UDC Actions also ranked as the second highest category at 14.5% or 562 of the 3,873 requests filed.

o Other categories in the top ten at the institution level were: Medical (10.7%), Classification (7.0%), Institution Operations (6.6%), Institution Programs (5.3%), Transfer (5.3%), Jail Time (4.9%), Work Assignments (4.5%), and Legal (4.0%). The categories in the top ten remained fairly constant. However, Special Housing complaints, which had ranked in the top ten for most of 1996, and was in the top ten last quarter, did not appear in the top ten ranking this quarter. Community Programs, which had appeared in the top ten for the last quarter of 1996 and the first two quarters of 1997, due to inmates being denied early release eligibility based on ineligibility for community programs, did not make the top ten for the second consecutive quarter.

o The highest number of regional appeals (505) was filed in the Mid Atlantic Region, which has the fourth lowest number of inmates (16,546). The lowest number of appeals (267) was filed in the Western Region, which has the lowest number of inmates (12,724). The North Central Region had the second highest number of appeals filed (428), with the fifth lowest number of inmates (15,114). This is significant as the North Central Region has had the highest number of appeals since January 1995.

o The highest percentage of grants at the regional office level was in the Northeast Region (14.6% or 59). Twenty-nine of the 59 grants were in the DHO Appeals and UDC Actions categories. The second highest percentage of grants was in the Western Region (11.6% or 30). Seventeen of the 30 grants were in the DHO Appeals category. The lowest number of grants (29 or 7.1%) was in the Southeast Region, which also has the fourth highest number of appeals.

o At the central office level, filings for DHO appeals was the highest category (22.5% or 216). This is an increase from last quarter (20.4% or 192).

o For central office appeals, Jail Time was the second highest category (10.2%, or 98). The remaining categories in the top five were: Staff (8.6% or 83), Medical (8.0% or 77), and Classification (7.5% or 72).

o At the central office level, the response time was 31.05 days, compared to 32.95 days the previous quarter. This reflects the extended period of time ISM and Medical are taking to respond to their respective appeals. Also, cases referred to the LCI Branch for early release eligibility, compassionate release, and religious issues are taking an extended period of time to be returned for response due to the complexity of the issues. At the regional office level, the response time was 27.81 days. At the institution level, the response time was 15.83 days.



Date of request: 10/17/97:08.39

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
CENTRAL OFFICE APPEALS FOR:  
BOP ALL INSTITUTIONS

Institution Security Level: Region: BOP

Number of Inmates in Population: 100377.84 (average daily over time span)

\* \* \* \* \*

Filed During Period: 962 Rate Filed Per 100 Inmates: 0.96  
Answered During Period: 1135 Pending at End of Period: 356  
Answered On Time: 1005 ( 88.5%) Overdue: 16  
Average Time for Response: 31.05 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	115 7.5%	43 7.6%	72 7.5%	82 7.2%	1 1.2%	*
Non-mail Com	4 0.3%	2 0.4%	2 0.2%	2 0.2%	0 0.0%	*
Comm Prgms	55 3.6%	22 3.9%	33 3.4%	35 3.1%	0 0.0%	*
Staff	142 9.3%	59 10.4%	83 8.6%	90 7.9%	0 0.0%	*
Control Unit	3 0.2%	2 0.4%	1 0.1%	2 0.2%	0 0.0%	*
DHO Appeals	354 23.1%	138 24.3%	216 22.5%	248 21.9%	1 0.4%	*
Educatn/Rec	13 0.8%	5 0.9%	8 0.8%	11 1.0%	0 0.0%	*
F	19 1.2%	4 0.7%	15 1.6%	12 1.1%	0 0.0%	*
Operatn	74 4.8%	26 4.6%	48 5.0%	47 4.1%	0 0.0%	*
l. Program	54 3.5%	19 3.3%	35 3.6%	38 3.3%	1 2.6%	*
Legal	78 5.1%	34 6.0%	44 4.6%	40 3.5%	0 0.0%	*
Mail	25 1.6%	8 1.4%	17 1.8%	26 2.3%	1 3.8%	*
Srch/Restrnt	5 0.3%	1 0.2%	4 0.4%	5 0.4%	0 0.0%	*
Spec Housing	36 2.4%	18 3.2%	18 1.9%	23 2.0%	0 0.0%	*
Transfer	71 4.6%	28 4.9%	43 4.5%	47 4.1%	0 0.0%	*
UDC Actions	110 7.2%	40 7.0%	70 7.3%	81 7.1%	1 1.2%	*
Visiting	17- 1.1%	8 1.4%	9 0.9%	16 1.4%	0 0.0%	*
Work Assign	42 2.7%	17 3.0%	25 2.6%	23 2.0%	0 0.0%	*
Dental Care	4 0.3%	1 0.2%	3 0.3%	3 0.3%	0 0.0%	*
Forced Med	1 0.1%	0 0.0%	1 0.1%	1 0.1%	0 0.0%	*
Medical	109 7.1%	32 5.6%	77 8.0%	111 9.8%	3 2.7%	*
Disability	7 0.5%	4 0.7%	3 0.3%	2 0.2%	0 0.0%	*
Mental Hlth	4 0.3%	1 0.2%	3 0.3%	6 0.5%	0 0.0%	*
Jail Time	131 8.6%	33 5.8%	98 10.2%	145 12.8%	3 2.1%	*
Records	15 1.0%	10 1.8%	5 0.5%	6 0.5%	0 0.0%	*
Sentence Com	43 2.8%	14 2.5%	29 3.0%	33 2.9%	2 6.1%	*
TOTALS:	1531 100.0%	569 100.0%	962 100.0%	1135 100.0%	13 N/A	*
% of Submitted:	100.0%	37.2%	62.8%	100.0%	1.1%	*
% of Answered:						*

Reason for Rejection:  
Untimely 141 ( 24.8%) Wrong level 84 ( 14.8%)  
No informal resolution 2 ( 0.4%) Re-submit 311 ( 54.7%)  
Attachments 116 ( 20.4%) Other 72 ( 12.7%)

Date of request: 10/17/97:08.39

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
BOP ALL INSTITUTIONS

Institution Security Level: Region: BOP

Number of Inmates in Population: 100377.84 (average daily over time span)

\* \* \* \* \*

Filed During Period: 2228 Rate Filed Per 100 Inmates: 2.22  
Answered During Period: 2347 Pending at End of Period: 740  
Answered On Time: 2246 ( 95.7%) Overdue: 4  
Average Time for Response: 27.81 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	193 6.1%	48 5.2%	145 6.5%	*	145 6.2%	7 4.8%
Non-mail Com	12 0.4%	2 0.2%	10 0.4%	*	12 0.5%	1 8.3%
Comm Prgms	94 3.0%	23 2.5%	71 3.2%	*	67 2.9%	6 9.0%
Staff	380 12.1%	169 18.4%	211 9.5%	*	226 9.6%	14 6.2%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
DHO Appeals	958 30.4%	278 30.2%	680 30.5%	*	741 31.6%	89 12.0%
Educatn/Rec	33 1.0%	4 0.4%	29 1.3%	*	32 1.4%	3 9.4%
Food	23 0.7%	4 0.4%	19 0.9%	*	29 1.2%	3 10.3%
Operatn	123 3.9%	26 2.8%	97 4.4%	*	98 4.2%	9 9.2%
Program	119 3.8%	24 2.6%	95 4.3%	*	97 4.1%	4 4.1%
Legal	107 3.4%	37 4.0%	70 3.1%	*	71 3.0%	4 5.6%
Mail	51 1.6%	20 2.2%	31 1.4%	*	36 1.5%	4 11.1%
Srch/Restrnt	5 0.2%	2 0.2%	3 0.1%	*	6 0.3%	1 16.7%
Spec Housing	64 2.0%	17 1.8%	47 2.1%	*	69 2.9%	4 5.8%
Transfer	159 5.1%	70 7.6%	89 4.0%	*	90 3.8%	5 5.6%
UDC Actions	252 8.0%	69 7.5%	183 8.2%	*	185 7.9%	45 24.3%
Visiting	20 0.6%	9 1.0%	11 0.5%	*	17 0.7%	0 0.0%
Work Assign	84 2.7%	17 1.8%	67 3.0%	*	71 3.0%	4 5.6%
Dental Care	12 0.4%	3 0.3%	9 0.4%	*	6 0.3%	2 33.3%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	200 6.4%	49 5.3%	151 6.8%	*	162 6.9%	14 8.6%
Disability	7 0.2%	2 0.2%	5 0.2%	*	2 0.1%	0 0.0%
Mental Hlth	6 0.2%	2 0.2%	4 0.2%	*	6 0.3%	0 0.0%
Jail Time	151 4.8%	30 3.3%	121 5.4%	*	125 5.3%	5 4.0%
Records	50 1.6%	4 0.4%	46 2.1%	*	17 0.7%	1 5.9%
Sentence Com	45 1.4%	11 1.2%	34 1.5%	*	37 1.6%	2 5.4%
TOTALS:	3148 100.0%	920 100.0%	2228 100.0%	*	2347 100.0%	227 N/A
% of Submitted:	100.0%	29.2%	70.8%	*	100.0%	9.7%
% of Answered:				*		

Reason for Rejection:

Untimely 92 ( 10.0%) Wrong level 59 ( 6.4%)  
No informal resolution 81 ( 8.8%) Re-submit 391 ( 42.5%)  
Attachments 87 ( 9.5%) Other 279 ( 30.3%)

Date of request: 10/17/97:08.38

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
INSTITUTION FILINGS FOR:  
BOP ALL INSTITUTIONS

Institution Security Level: Region: BOP

Number of Inmates in Population: 100377.84 (average daily over time span)

\* \* \* \* \*

Filed During Period: 3854 Rate Filed Per 100 Inmates: 3.84  
Answered During Period: 3838 Pending at End of Period: 1245  
Answered On Time: 3601 ( 93.8%) Overdue: 319  
Average Time for Response: 15.83 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	324 6.7%	55 5.5%	269 7.0%	260 6.8%	21 8.1%	*
Non-mail Com	22 0.5%	0 0.0%	22 0.6%	21 0.5%	1 4.8%	*
Comm Prgms	171 3.5%	29 2.9%	142 3.7%	152 4.0%	14 9.2%	*
Staff	810 16.7%	187 18.8%	623 16.2%	604 15.7%	74 12.3%	*
Control Unit	3 0.1%	0 0.0%	3 0.1%	3 0.1%	1 33.3%	*
DHO Appeals	65 1.3%	56 5.6%	9 0.2%	13 0.3%	5 38.5%	*
Educatn/Rec	97 2.0%	18 1.8%	79 2.0%	73 1.9%	16 21.9%	*
F	71 1.5%	11 1.1%	60 1.6%	59 1.5%	9 15.3%	*
Operatn	327 6.7%	72 7.2%	255 6.6%	266 6.9%	50 18.8%	*
Ins Program	244 5.0%	38 3.8%	206 5.3%	205 5.3%	27 13.2%	*
Legal	206 4.2%	52 5.2%	154 4.0%	148 3.9%	28 18.9%	*
Mail	113 2.3%	22 2.2%	91 2.4%	90 2.3%	10 11.1%	*
Srch/Restrnt	19 0.4%	3 0.3%	16 0.4%	16 0.4%	0 0.0%	*
Spec Housing	183 3.8%	53 5.3%	130 3.4%	138 3.6%	21 15.2%	*
Transfer	262 5.4%	56 5.6%	206 5.3%	203 5.3%	23 11.3%	*
UDC Actions	729 15.0%	166 16.7%	563 14.6%	576 15.0%	103 17.9%	*
Visiting	63 1.3%	9 0.9%	54 1.4%	49 1.3%	3 6.1%	*
Work Assign	214 4.4%	41 4.1%	173 4.5%	184 4.8%	26 14.1%	*
Dental Care	36 0.7%	4 0.4%	32 0.8%	29 0.8%	9 31.0%	*
Forced Med	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	*
Medical	476 9.8%	63 6.3%	413 10.7%	405 10.6%	92 22.7%	*
Disability	25 0.5%	0 0.0%	25 0.6%	20 0.5%	7 35.0%	*
Mental Hlth	16 0.3%	3 0.3%	13 0.3%	14 0.4%	1 7.1%	*
Jail Time	219 4.5%	31 3.1%	188 4.9%	189 4.9%	15 7.9%	*
Records	81 1.7%	15 1.5%	66 1.7%	63 1.6%	7 11.1%	*
Sentence Com	72 1.5%	10 1.0%	62 1.6%	58 1.5%	9 15.5%	*
TOTALS:	4848 100.0%	994 100.0%	3854 100.0%	3838 100.0%	572 N/A	*
% of Submitted:	100.0%	20.5%	79.5%	100.0%	14.9%	*
% of Answered:				100.0%		*

Reason for Rejection:

Untimely 111 ( 11.2%) Wrong level 65 ( 6.5%)  
No informal resolution 413 ( 41.5%) Re-submit 361 ( 36.3%)  
Attachments 0 ( 0.0%) Other 231 ( 23.2%)

Date of request: 10/17/97:08.40

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
MID ATLANTIC REGION

Institution Security Level: Region: MXR

Number of Inmates in Population: 16546.145 (average daily over time span)

\* \* \* \* \*

Filed During Period: 505 Rate Filed Per 100 Inmates: 3.05  
Answered During Period: 508 Pending at End of Period: 136  
Answered On Time: 497 ( 97.8%) Overdue: 3  
Average Time for Response: 23.87 days

REMEDIES INITIATED

\* REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	65	9.5%	19	10.5%	46	9.1%	*	48	9.4%	1	2.1%
Non-mail Com	5	0.7%	1	0.6%	4	0.8%	*	3	0.6%	0	0.0%
Comm Prgms	20	2.9%	5	2.8%	15	3.0%	*	15	3.0%	4	26.7%
Staff	71	10.3%	31	17.1%	40	7.9%	*	40	7.9%	1	2.5%
Control Unit	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
DHO Appeals	118	17.2%	21	11.6%	97	19.2%	*	121	23.8%	11	9.1%
Educatn/Rec	6	0.9%	0	0.0%	6	1.2%	*	9	1.8%	1	11.1%
Food	8	1.2%	1	0.6%	7	1.4%	*	10	2.0%	1	10.0%
Operatn	27	3.9%	4	2.2%	23	4.6%	*	23	4.5%	0	0.0%
Prison Program	17	2.5%	3	1.7%	14	2.8%	*	16	3.1%	1	6.3%
Legal	46	6.7%	21	11.6%	25	5.0%	*	22	4.3%	2	9.1%
Mail	5	0.7%	2	1.1%	3	0.6%	*	4	0.8%	0	0.0%
Srch/Restrnt	1	0.1%	0	0.0%	1	0.2%	*	1	0.2%	0	0.0%
Spec Housing	17	2.5%	3	1.7%	14	2.8%	*	17	3.3%	1	5.9%
Transfer	27	3.9%	13	7.2%	14	2.8%	*	18	3.5%	3	16.7%
UDC Actions	81	11.8%	22	12.2%	59	11.7%	*	57	11.2%	15	26.3%
Visiting	5	0.7%	1	0.6%	4	0.8%	*	3	0.6%	0	0.0%
Work Assign	26	3.8%	5	2.8%	21	4.2%	*	20	3.9%	1	5.0%
Dental Care	2	0.3%	1	0.6%	1	0.2%	*	1	0.2%	0	0.0%
Forced Med	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Medical	65	9.5%	18	9.9%	47	9.3%	*	44	8.7%	4	9.1%
Disability	1	0.1%	0	0.0%	1	0.2%	*	0	0.0%	0	0.0%
Mental Hlth	2	0.3%	0	0.0%	2	0.4%	*	3	0.6%	0	0.0%
Jail Time	24	3.5%	2	1.1%	22	4.4%	*	19	3.7%	0	0.0%
Records	30	4.4%	3	1.7%	27	5.3%	*	3	0.6%	0	0.0%
Sentence Com	17	2.5%	5	2.8%	12	2.4%	*	11	2.2%	0	0.0%
TOTALS:	686	100.0%	181	100.0%	505	100.0%	*	508	100.0%	46	N/A
% of Submitted:		100.0%		26.4%		73.6%	*		100.0%		9.1%
% of Answered:							*				

Reason for Rejection:

Untimely 8 ( 4.4%) Wrong level 5 ( 2.8%)  
No informal resolution 12 ( 6.6%) Re-submit 79 ( 43.6%)  
Attachments 28 ( 15.5%) Other 70 ( 38.7%)

Date of request: 10/17/97:08.40

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
NORTHEAST REGION

Institution Security Level: Region: NER

Number of Inmates in Population: 19319.739 (average daily over time span)

\* \* \* \* \*

Filed During Period: 389 Rate Filed Per 100 Inmates: 2.01  
Answered During Period: 405 Pending at End of Period: 144  
Answered On Time: 405(100.0%) Overdue: 0  
Average Time for Response: 27.59 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	21 3.7%	7 3.8%	14 3.6%	*	19 4.7%	3 15.8%	
Non-mail Com	2 0.3%	0 0.0%	2 0.5%	*	5 1.2%	1 20.0%	
Comm Prgms	17 3.0%	6 3.3%	11 2.8%	*	10 2.5%	2 20.0%	
Staff	60 10.5%	18 9.8%	42 10.8%	*	41 10.1%	8 19.5%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
DHO Appeals	212 37.1%	82 44.8%	130 33.4%	*	133 32.8%	16 12.0%	
Educatn/Rec	2 0.3%	0 0.0%	2 0.5%	*	2 0.5%	1 50.0%	
F	4 0.7%	2 1.1%	2 0.5%	*	3 0.7%	0 0.0%	
Operatn	23 4.0%	6 3.3%	17 4.4%	*	20 4.9%	3 15.0%	
Program	27 4.7%	7 3.8%	20 5.1%	*	17 4.2%	1 5.9%	
Legal	13 2.3%	3 1.6%	10 2.6%	*	14 3.5%	1 7.1%	
Mail	19 3.3%	8 4.4%	11 2.8%	*	11 2.7%	2 18.2%	
Srch/Restrnt	2 0.3%	1 0.5%	1 0.3%	*	3 0.7%	1 33.3%	
Spec Housing	18 3.1%	6 3.3%	12 3.1%	*	14 3.5%	2 14.3%	
Transfer	20 3.5%	8 4.4%	12 3.1%	*	9 2.2%	1 11.1%	
UDC Actions	45 7.9%	11 6.0%	34 8.7%	*	33 8.1%	13 39.4%	
Visiting	7 1.2%	4 2.2%	3 0.8%	*	2 0.5%	0 0.0%	
Work Assign	15 2.6%	1 0.5%	14 3.6%	*	15 3.7%	1 6.7%	
Dental Care	3 0.5%	1 0.5%	2 0.5%	*	1 0.2%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	32 5.6%	7 3.8%	25 6.4%	*	26 6.4%	1 3.8%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	1 0.2%	0 0.0%	
Mental Hlth	1 0.2%	0 0.0%	1 0.3%	*	1 0.2%	0 0.0%	
Jail Time	20 3.5%	4 2.2%	16 4.1%	*	16 4.0%	1 6.3%	
Records	4 0.7%	0 0.0%	4 1.0%	*	4 1.0%	1 25.0%	
Sentence Com	5 0.9%	1 0.5%	4 1.0%	*	5 1.2%	0 0.0%	
TOTALS:	572 100.0%	183 100.0%	389 100.0%	*	405 100.0%	59 N/A	
% of Submitted:	100.0%	32.0%	68.0%	*	100.0%	14.6%	
% of Answered:				*			

Reason for Rejection:  
Untimely 25 ( 13.7%) Wrong level 2 ( 1.1%)  
No informal resolution 0 ( 0.0%) Re-submit 92 ( 50.3%)  
Attachments 14 ( 7.7%) Other 43 ( 23.5%)

Date of request: 10/17/97:08.40

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
SOUTHEAST REGION

Institution Security Level: Region: SER

Number of Inmates in Population: 18567.557 (average daily over time span)

\* \* \* \* \*

Filed During Period: 323 Rate Filed Per 100 Inmates: 1.74  
Answered During Period: 406 Pending at End of Period: 104  
Answered On Time: 351 ( 86.5%) Overdue: 0  
Average Time for Response: 30.92 days

REMEDIES INITIATED

\* REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	18 4.3%	4 4.1%	14 4.3%	*	13 3.2%	0 0.0%
Non-mail Com	1 0.2%	0 0.0%	1 0.3%	*	3 0.7%	0 0.0%
Comm Prgms	7 1.7%	0 0.0%	7 2.2%	*	9 2.2%	0 0.0%
Staff	40 9.5%	18 18.6%	22 6.8%	*	30 7.4%	1 3.3%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
DHO Appeals	179 42.6%	43 44.3%	136 42.1%	*	167 41.1%	12 7.2%
Educatn/Rec	8 1.9%	2 2.1%	6 1.9%	*	3 0.7%	0 0.0%
F d	0 0.0%	0 0.0%	0 0.0%	*	2 0.5%	0 0.0%
Operatn	9 2.1%	2 2.1%	7 2.2%	*	4 1.0%	2 50.0%
Program	17 4.0%	2 2.1%	15 4.6%	*	19 4.7%	0 0.0%
Legal	11 2.6%	4 4.1%	7 2.2%	*	8 2.0%	0 0.0%
Mail	3 0.7%	1 1.0%	2 0.6%	*	6 1.5%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	1 0.2%	0 0.0%
Spec Housing	7 1.7%	1 1.0%	6 1.9%	*	6 1.5%	0 0.0%
Transfer	23 5.5%	9 9.3%	14 4.3%	*	18 4.4%	0 0.0%
UDC Actions	26 6.2%	3 3.1%	23 7.1%	*	28 6.9%	3 10.7%
Visiting	1- 0.2%	0 0.0%	1 0.3%	*	4 1.0%	0 0.0%
Work Assign	6 1.4%	1 1.0%	5 1.5%	*	8 2.0%	1 12.5%
Dental Care	3 0.7%	0 0.0%	3 0.9%	*	3 0.7%	1 33.3%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	29 6.9%	3 3.1%	26 8.0%	*	40 9.9%	8 20.0%
Disability	1 0.2%	0 0.0%	1 0.3%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	22 5.2%	4 4.1%	18 5.6%	*	22 5.4%	1 4.5%
Records	3 0.7%	0 0.0%	3 0.9%	*	4 1.0%	0 0.0%
Sentence Com	6 1.4%	0 0.0%	6 1.9%	*	8 2.0%	0 0.0%
TOTALS:	420 100.0%	97 100.0%	323 100.0%	*	406 100.0%	29 N/A
% of Submitted:	100.0%	23.1%	76.9%	*	100.0%	7.1%
% of Answered:				*		

Reason for Rejection:

Untimely 0 ( 0.0%) Wrong level 30 ( 30.9%)  
No informal resolution 0 ( 0.0%) Re-submit 57 ( 58.8%)  
Attachments 4 ( 4.1%) Other 54 ( 55.7%)

Date of request: 10/17/97:08.40

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
NORTH CENTRAL REGION

Institution Security Level: Region: NCR

Number of Inmates in Population: 15114.343 (average daily over time span)

\* \* \* \* \*

Filed During Period: 428 Rate Filed Per 100 Inmates: 2.83  
Answered During Period: 470 Pending at End of Period: 159  
Answered On Time: 442 ( 94.0%) Overdue: 1  
Average Time for Response: 34.20 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	34 5.7%	6 3.6%	28 6.5% *	*	27 5.7%	2 7.4%
Non-mail Com	2 0.3%	1 0.6%	1 0.2% *	*	0 0.0%	0 0.0%
Comm Prgms	16 2.7%	3 1.8%	13 3.0% *	*	7 1.5%	0 0.0%
Staff	84 14.1%	31 18.3%	53 12.4% *	*	59 12.6%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0% *	*	0 0.0%	0 0.0%
DHO Appeals	178 29.8%	62 36.7%	116 27.1% *	*	134 28.5%	17 12.7%
Educatn/Rec	14 2.3%	2 1.2%	12 2.8% *	*	15 3.2%	0 0.0%
F	3 0.5%	0 0.0%	3 0.7% *	*	6 1.3%	0 0.0%
Operatn	26 4.4%	5 3.0%	21 4.9% *	*	24 5.1%	0 0.0%
Insc Program	30 5.0%	6 3.6%	24 5.6% *	*	21 4.5%	1 4.8%
Legal	20 3.4%	7 4.1%	13 3.0% *	*	14 3.0%	0 0.0%
Mail	11 1.8%	3 1.8%	8 1.9% *	*	6 1.3%	0 0.0%
Srch/Restrnt	1 0.2%	0 0.0%	1 0.2% *	*	0 0.0%	0 0.0%
Spec Housing	15 2.5%	3 1.8%	12 2.8% *	*	28 6.0%	0 0.0%
Transfer	38 6.4%	13 7.7%	25 5.8% *	*	26 5.5%	1 3.8%
UDC Actions	48 8.0%	12 7.1%	36 8.4% *	*	36 7.7%	9 25.0%
Visiting	1 0.2%	0 0.0%	1 0.2% *	*	3 0.6%	0 0.0%
Work Assign	11 1.8%	2 1.2%	9 2.1% *	*	9 1.9%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0% *	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0% *	*	0 0.0%	0 0.0%
Medical	31 5.2%	5 3.0%	26 6.1% *	*	27 5.7%	0 0.0%
Disability	1 0.2%	1 0.6%	0 0.0% *	*	0 0.0%	0 0.0%
Mental Hlth	2 0.3%	1 0.6%	1 0.2% *	*	1 0.2%	0 0.0%
Jail Time	16 2.7%	4 2.4%	12 2.8% *	*	15 3.2%	0 0.0%
Records	8 1.3%	0 0.0%	8 1.9% *	*	4 0.9%	0 0.0%
Sentence Com	7 1.2%	2 1.2%	5 1.2% *	*	8 1.7%	0 0.0%
TOTALS:	597 100.0%	169 100.0%	428 100.0% *	*	470 100.0%	30 N/A
% of Submitted:	100.0%	28.3%	71.7% *	*	100.0%	6.4%
% of Answered:				*		

Reason for Rejection:  
Untimely 28 ( 16.6%) Wrong level 10 ( 5.9%)  
No informal resolution 48 ( 28.4%) Re-submit 75 ( 44.4%)  
Attachments 25 ( 14.8%) Other 8 ( 4.7%)

Date of request: 10/17/97:08.40

Summary Period: 23Jun97 thru 21Sep97

Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
SOUTH CENTRAL REGION

Institution Security Level: Region: SCR

Number of Inmates in Population: 18106.232 (average daily over time span)

\* \* \* \* \*

Filed During Period: 316 Rate Filed Per 100 Inmates: 1.75  
Answered During Period: 300 Pending at End of Period: 147  
Answered On Time: 295 ( 98.3%) Overdue: 0  
Average Time for Response: 31.47 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	30 6.3%	7 4.4%	23 7.3%	*	20 6.7%	1 5.0%
Non-mail Com	2 0.4%	0 0.0%	2 0.6%	*	1 0.3%	0 0.0%
Comm Prgms	15 3.2%	5 3.1%	10 3.2%	*	11 3.7%	0 0.0%
Staff	61 12.8%	37 23.1%	24 7.6%	*	27 9.0%	1 3.7%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
DHO Appeals	130 27.3%	28 17.5%	102 32.3%	*	85 28.3%	16 18.8%
Educatn/Rec	2 0.4%	0 0.0%	2 0.6%	*	3 1.0%	1 33.3%
Operatn	4 0.8%	1 0.6%	3 0.9%	*	3 1.0%	0 0.0%
l...c Program	22 4.6%	5 3.1%	17 5.4%	*	17 5.7%	2 11.8%
Legal	20 4.2%	6 3.7%	14 4.4%	*	14 4.7%	0 0.0%
Mail	5 1.1%	0 0.0%	5 1.6%	*	5 1.7%	0 0.0%
Srch/Restrnt	9 1.9%	5 3.1%	4 1.3%	*	6 2.0%	2 33.3%
Spec Housing	1 0.2%	1 0.6%	0 0.0%	*	1 0.3%	0 0.0%
Transfer	5 1.1%	3 1.9%	2 0.6%	*	2 0.7%	0 0.0%
UDC Actions	29 6.1%	14 8.8%	15 4.7%	*	8 2.7%	0 0.0%
Visiting	29 6.1%	11 6.9%	18 5.7%	*	19 6.3%	5 26.3%
Work Assign	3 0.6%	2 1.3%	1 0.3%	*	3 1.0%	0 0.0%
	20 4.2%	8 5.0%	12 3.8%	*	13 4.3%	0 0.0%
Dental Care	1 0.2%	0 0.0%	1 0.3%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	30 6.3%	13 8.1%	17 5.4%	*	16 5.3%	1 6.3%
Disability	1 0.2%	0 0.0%	1 0.3%	*	1 0.3%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	1 0.3%	0 0.0%
Jail Time	48 10.1%	11 6.9%	37 11.7%	*	40 13.3%	3 7.5%
Records	4 0.8%	1 0.6%	3 0.9%	*	2 0.7%	0 0.0%
Sentence Com	5 1.1%	2 1.3%	3 0.9%	*	2 0.7%	1 50.0%
TOTALS:	476 100.0%	160 100.0%	316 100.0%	*	300 100.0%	33 N/A
% of Submitted:	100.0%	33.6%	66.4%	*		
% of Answered:				*	100.0%	11.0%

Reason for Rejection:

Untimely 20 ( 12.5%) Wrong level 11 ( 6.9%)  
No informal resolution 20 ( 12.5%) Re-submit 60 ( 37.5%)  
Attachments 8 ( 5.0%) Other 60 ( 37.5%)



Date of request: 10/17/97:08.40

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
WESTERN REGION

Institution Security Level: Region: WXR

Number of Inmates in Population: 12723.822 (average daily over time span)

\* \* \* \* \*

Filed During Period: 267 Rate Filed Per 100 Inmates: 2.1  
Answered During Period: 258 Pending at End of Period: 50  
Answered On Time: 256 ( 99.2%) Overdue: 0  
Average Time for Response: 16.03 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	25 6.3%	5 3.8%	20 7.5%	*	18 7.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	19 4.8%	4 3.1%	15 5.6%	*	15 5.8%	0 0.0%
Staff	64 16.1%	34 26.2%	30 11.2%	*	29 11.2%	3 10.3%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
DHO Appeals	141 35.5%	42 32.3%	99 37.1%	*	101 39.1%	17 16.8%
Educatn/Rec	1 0.3%	0 0.0%	1 0.4%	*	0 0.0%	0 0.0%
Food	4 1.0%	0 0.0%	4 1.5%	*	5 1.9%	2 40.0%
Operatn	16 4.0%	4 3.1%	12 4.5%	*	10 3.9%	2 20.0%
Post Program	8 2.0%	0 0.0%	8 3.0%	*	10 3.9%	1 10.0%
Legal	12 3.0%	2 1.5%	10 3.7%	*	8 3.1%	1 12.5%
Mail	4 1.0%	1 0.8%	3 1.1%	*	3 1.2%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	2 0.5%	1 0.8%	1 0.4%	*	2 0.8%	1 50.0%
Transfer	22 5.5%	13 10.0%	9 3.4%	*	11 4.3%	0 0.0%
UDC Actions	23 5.8%	10 7.7%	13 4.9%	*	12 4.7%	0 0.0%
Visiting	3- 0.8%	2 1.5%	1 0.4%	*	2 0.8%	0 0.0%
Work Assign	6 1.5%	0 0.0%	6 2.2%	*	6 2.3%	1 16.7%
Dental Care	3 0.8%	1 0.8%	2 0.7%	*	1 0.4%	1 100.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	13 3.3%	3 2.3%	10 3.7%	*	9 3.5%	0 0.0%
Disability	3 0.8%	1 0.8%	2 0.7%	*	0 0.0%	0 0.0%
Mental Hlth	1 0.3%	1 0.8%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	21 5.3%	5 3.8%	16 6.0%	*	13 5.0%	0 0.0%
Records	1 0.3%	0 0.0%	1 0.4%	*	0 0.0%	0 0.0%
Sentence Com	5 1.3%	1 0.8%	4 1.5%	*	3 1.2%	1 33.3%
TOTALS:	397 100.0%	130 100.0%	267 100.0%	*	258 100.0%	30 N/A
% of Submitted:	100.0%	32.7%	67.3%	*	100.0%	11.6%
% of Answered:				*		

Reason for Rejection:  
Untimely 11 ( 8.5%) Wrong level 1 ( 0.8%)  
No informal resolution 1 ( 0.8%) Re-submit 28 ( 21.5%)  
Attachments 8 ( 6.2%) Other 44 ( 33.8%)

PART II  
QUARTERLY REPORT - ADMINISTRATIVE REMEDIES FOR  
COMMUNITY CORRECTIONS

No significant trends noted.

Date of request: 10/17/97:08.43

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
CCM FILINGS FOR:  
All Community Corrections

Number of Inmates in Population: 11199.294 (average daily over time span)  
Region:

\* \* \* \* \*

Filed During Period: 52 Rate Filed Per 100 Inmates: 0.46  
Answered During Period: 43 Pending at End of Period: 76  
Answered On Time: 37( 86.0) Overdue: 74  
Average Time for Response: 13.60 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	38 70.4%	1 50.0%	37 71.2%	*	32 74.4%	0 0.0%
Staff	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CCM/Major	1 1.9%	1 50.0%	0 0.0%	*	0 0.0%	0 0.0%
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Operatn	1 1.9%	0 0.0%	1 1.9%	*	1 2.3%	0 0.0%
Program	1 1.9%	0 0.0%	1 1.9%	*	0 0.0%	0 0.0%
Legal	1 1.9%	0 0.0%	1 1.9%	*	1 2.3%	1 100.0%
Mail	2 3.7%	0 0.0%	2 3.8%	*	1 2.3%	1 100.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	3 5.6%	0 0.0%	3 5.8%	*	3 7.0%	1 33.3%
CDC/Minor	1 1.9%	0 0.0%	1 1.9%	*	1 2.3%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	1 1.9%	0 0.0%	1 1.9%	*	1 2.3%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	2 3.7%	0 0.0%	2 3.8%	*	1 2.3%	1 100.0%
Records	1 1.9%	0 0.0%	1 1.9%	*	1 2.3%	1 100.0%
Sentence Com	2 3.7%	0 0.0%	2 3.8%	*	1 2.3%	1 100.0%
TOTALS:	54 100.0%	2 100.0%	52 100.0%	*	43 100.0%	6 N/A
% of Submitted:	100.0%	3.7%	96.3%	*	100.0%	14.0%
% of Answered:				*		

Reason for Rejection:

Untimely 0( 0.0) Wrong level 0( 0.0)  
No informal resolution 1( 50.0) Re-submit 0( 0.0)  
Attachments 0( 0.0) Other 0( 0.0)

Date of request: 10/17/97:08.44

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
All Community Corrections

Number of Inmates in Population: 11199.294 (average daily over time span)  
Region:

\* \* \* \* \*

Filed During Period: 33 Rate Filed Per 100 Inmates: 0.29  
Answered During Period: 35 Pending at End of Period: 11  
Answered On Time: 34 ( 97.1) Overdue: 0  
Average Time for Response: 26.94 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Non-mail Com	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Comm Prgms	7	13.2%	4	20.0%	3	9.1%	*	3	8.6%	1	33.3%
Staff	1	1.9%	1	5.0%	0	0.0%	*	0	0.0%	0	0.0%
Control Unit	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
CCM/Major	37	69.8%	10	50.0%	27	81.8%	*	32	91.4%	9	28.1%
Educatn/Rec	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Food	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
J - Operatn	1	1.9%	1	5.0%	0	0.0%	*	0	0.0%	0	0.0%
Program	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Legal	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Mail	1	1.9%	1	5.0%	0	0.0%	*	0	0.0%	0	0.0%
Srch/Restrnt	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Spec Housing	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Transfer	2	3.8%	0	0.0%	2	6.1%	*	0	0.0%	0	0.0%
CDC/Minor	2	3.8%	2	10.0%	0	0.0%	*	0	0.0%	0	0.0%
Visiting	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Work Assign	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Dental Care	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Forced Med	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Medical	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Disability	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Mental Hlth	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Jail Time	1	1.9%	1	5.0%	0	0.0%	*	0	0.0%	0	0.0%
Records	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Sentence Com	1	1.9%	0	0.0%	1	3.0%	*	0	0.0%	0	0.0%
TOTALS:	53	100.0%	20	100.0%	33	100.0%	*	35	100.0%	10	N/A
% of Submitted:		100.0%		37.7%		62.3%	*		100.0%		28.6%
% of Answered:							*				

Reason for Rejection:

Untimely 0 ( 0.0) Wrong level 2 ( 10.0)  
No informal resolution 1 ( 5.0) Re-submit 11 ( 55.0)  
Attachments 0 ( 0.0) Other 5 ( 25.0)

Date of request: 10/17/97:08.44

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
CENTRAL OFFICE APPEALS FOR:  
All Community Corrections

Number of Inmates in Population: 11199.294 (average daily over time span)

Region:

\* \* \* \* \*

Filed During Period: 2 Rate Filed Per 100 Inmates: 0.02  
Answered During Period: 2 Pending at End of Period: 2  
Answered On Time: 1( 50.0) Overdue: 0  
Average Time for Response: \* days

REMEDIES INITIATED

\* REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	* * * * *	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	0 0.0%	0 0.0%	0 0.0%	*	1 50.0%	0 0.0%
Staff	1 16.7%	0 0.0%	1 50.0%	*	0 0.0%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CCM/Major	0 0.0%	0 0.0%	0 0.0%	*	1 50.0%	0 0.0%
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
J Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Legal	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	1 16.7%	0 0.0%	1 50.0%	*	0 0.0%	0 0.0%
CDC/Minor	3 50.0%	3 75.0%	0 0.0%	*	0 0.0%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sentence Com	1 16.7%	1 25.0%	0 0.0%	*	0 0.0%	0 0.0%
TOTALS:	6 100.0%	4 100.0%	2 100.0%	*	2 100.0%	0 N/A
% of Submitted:	100.0%	66.7%	33.3%	*	100.0%	0.0%
% of Answered:				*		

Reason for Rejection:

Untimely 1( 25.0) Wrong level 1( 25.0)  
No informal resolution 0( 0.0) Re-submit 2( 50.0)  
Attachments 0( 0.0) Other 0( 0.0)

Date of request: 10/17/97:08.45

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: Mid-Atlantic Region

Number of Inmates in Population: 1584.6254 (average daily over time span)  
Region: MXR

\* \* \* \* \*

Filed During Period: 1 Rate Filed Per 100 Inmates: 0.06  
Answered During Period: 0 Pending at End of Period: 1  
Answered On Time: 0 ( 0.0) Overdue: 0  
Average Time for Response: \* days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Non-mail Com	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Comm Prgms	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Staff	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Control Unit	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
CCM/Major	2	33.3%	2	40.0%	0	0.0%	*	0	0.0%	0	0.0%
Educatn/Rec	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Food	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
J Operatn	1	16.7%	1	20.0%	0	0.0%	*	0	0.0%	0	0.0%
Program	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Legal	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Mail	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Srch/Restrnt	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Spec Housing	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Transfer	1	16.7%	0	0.0%	1	100.0%	*	0	0.0%	0	0.0%
CDC/Minor	1	16.7%	1	20.0%	0	0.0%	*	0	0.0%	0	0.0%
Visiting	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Work Assign	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Dental Care	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Forced Med	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Medical	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Disability	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Mental Hlth	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Jail Time	1	16.7%	1	20.0%	0	0.0%	*	0	0.0%	0	0.0%
Records	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Sentence Com	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
TOTALS:	6	100.0%	5	100.0%	1	100.0%	*	0	0.0%	0	N/A
% of Submitted:		100.0%		83.3%		16.7%	*				
% of Answered:							*		0.0%		0.0%

Reason for Rejection:

Untimely 0 ( 0.0) Wrong level 0 ( 0.0)  
No informal resolution 0 ( 0.0) Re-submit 3 ( 60.0)  
Attachments 0 ( 0.0) Other 1 ( 20.0)

Date of request: 10/17/97:08.45

Summary Period: 21Jul97 thru 24Aug97  
Number of Months Found: 1

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: Northeast Region

Number of Inmates in Population: 2444.4625 (average daily over time span)

Region: NER

\* \* \* \* \*

Filed During Period: 0 Rate Filed Per 100 Inmates: 0  
Answered During Period: 0 Pending at End of Period: 0  
Answered On Time: 0( 0.0) Overdue: 0  
Average Time for Response: \* days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted		Number & Percent Rejected		Number & Percent Filed		*	Number & Percent Answered		Number & Percent Granted	
Classificatn	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Non-mail Com	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Comm Prgms	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Staff	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Control Unit	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
CCM/Major	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Educatn/Rec	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Food	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Operatn	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Program	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Legal	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Mail	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Srch/Restrnt	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Spec Housing	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Transfer	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
CDC/Minor	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Visiting	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Work Assign	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Dental Care	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Forced Med	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Medical	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Disability	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Mental Hlth	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Jail Time	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Records	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
Sentence Com	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	0.0%
TOTALS:	0	0.0%	0	0.0%	0	0.0%	*	0	0.0%	0	N/A
% of Submitted:		0.0%		%		%	*				
% of Answered:							*	0.0%		0.0%	

Reason for Rejection:

Untimely 0( 0.0) Wrong level 0( 0.0)  
No informal resolution 0( 0.0) Re-submit 0( 0.0)  
Attachments 0( 0.0) Other 0( 0.0)

Date of request: 10/17/97:08.45

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: Southeast Region

Number of Inmates in Population: 1081.7481 (average daily over time span)  
Region: SER

\* \* \* \* \*

Filed During Period: 13 Rate Filed Per 100 Inmates: 1.2  
Answered During Period: 16 Pending at End of Period: 2  
Answered On Time: 16(100.0) Overdue: 0  
Average Time for Response: 25.73 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Comm Prgms	1 5.9%	1 25.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Staff	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
CCM/Major	15 88.2%	3 75.0%	12 92.3%	16 100.0%	4 25.0%	
Educate/Rec	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Food	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
J Operatn	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Program	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Legal	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Mail	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Transfer	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
CDC/Minor	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Jail Time	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Records	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%
Sentence Com	1 5.9%	0 0.0%	1 7.7%	0 0.0%	0 0.0%	0 0.0%
TOTALS:	17 100.0%	4 100.0%	13 100.0%	16 100.0%	4 N/A	
% of Submitted:	100.0%	23.5%	76.5%	100.0%	25.0%	
% of Answered:						

Reason for Rejection:

Untimely 0 ( 0.0) Wrong level 1 ( 25.0)  
No informal resolution 0 ( 0.0) Re-submit 3 ( 75.0)  
Attachments 0 ( 0.0) Other 1 ( 25.0)



Date of request: 10/17/97:08.45

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: North Central Region

Number of Inmates in Population: 1007.6547 (average daily over time span)  
Region: NCR  
\* \* \* \* \*

Filed During Period: 5 Rate Filed Per 100 Inmates: 0.5  
Answered During Period: 6 Pending at End of Period: 3  
Answered On Time: 5 ( 83.3) Overdue: 0  
Average Time for Response: 44.75 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgms	2 20.0%	1 20.0%	1 20.0%	*	1 16.7%	0 0.0%
Staff	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CCM/Major	8 80.0%	4 80.0%	4 80.0%	*	5 83.3%	0 0.0%
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Legal	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CDC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
TOTALS:	10 100.0%	5 100.0%	5 100.0%	*	6 100.0%	0 N/A
% of Submitted:	100.0%	50.0%	50.0%	*	100.0%	0.0%
% of Answered:				*		

Reason for Rejection:  
Untimely 0 ( 0.0) Wrong level 0 ( 0.0)  
No informal resolution 1 ( 20.0) Re-submit 4 ( 80.0)  
Attachments 0 ( 0.0) Other 0 ( 0.0)

Date of request: 10/17/97:08.45

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: South Central Region

Number of Inmates in Population: 4720.228 (average daily over time span)

Region: SCR

\* \* \* \* \*

Filed During Period: 4 Rate Filed Per 100 Inmates: 0.08  
Answered During Period: 4 Pending at End of Period: 4  
Answered On Time: 4(100.0) Overdue: 0  
Average Time for Response: 48.67 days

SUBJECT BREAKDOWN	REMEDIES INITIATED			*	REMEDIES RESOLVED		
	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed		Number & Percent Answered	Number & Percent Granted	
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Comm Prgms	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Staff	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
CCM/Major	4 80.0%	1 100.0%	3 75.0%	*	4 100.0%	1 25.0%	
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
I Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Legal	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mail	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Transfer	1 20.0%	0 0.0%	1 25.0%	*	0 0.0%	0 0.0%	
CDC/Minor	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%	
TOTALS:	5 100.0%	1 100.0%	4 100.0%	*	4 100.0%	1 N/A	
% of Submitted:	100.0%	20.0%	80.0%	*	100.0%	25.0%	
% of Answered:				*			

Reason for Rejection:  
Untimely 0( 0.0) Wrong level 0( 0.0)  
No informal resolution 0( 0.0) Re-submit 1(100.0)  
Attachments 0( 0.0) Other 1(100.0)

Date of request: 10/17/97:08.45

Summary Period: 23Jun97 thru 21Sep97  
Number of Months Found: 3

COMMUNITY CORRECTIONS  
ADMINISTRATIVE REMEDIES TRACKING DATA  
REGIONAL OFFICE APPEALS FOR:  
CC: Western Region

Number of Inmates in Population: 1990.2172 (average daily over time span)  
Region: WXR

\* \* \* \* \*

Filed During Period: 10 Rate Filed Per 100 Inmates: 0.5  
Answered During Period: 9 Pending at End of Period: 1  
Answered On Time: 9(100.0) Overdue: 0  
Average Time for Response: 12.67 days

REMEDIES INITIATED

REMEDIES RESOLVED

SUBJECT BREAKDOWN	Number & Percent Submitted	Number & Percent Rejected	Number & Percent Filed	*	Number & Percent Answered	Number & Percent Granted
Classificatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Non-mail Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Comm Prgrms	4 26.7%	2 40.0%	2 20.0%	*	2 22.2%	1 50.0%
Staff	1 6.7%	1 20.0%	0 0.0%	*	0 0.0%	0 0.0%
Control Unit	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CCM/Major	8 53.3%	0 0.0%	8 80.0%	*	7 77.8%	4 57.1%
Educatn/Rec	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Food	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Operatn	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Program	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Legal	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mail	1 6.7%	1 20.0%	0 0.0%	*	0 0.0%	0 0.0%
Srch/Restrnt	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Spec Housing	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Transfer	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
CDC/Minor	1 6.7%	1 20.0%	0 0.0%	*	0 0.0%	0 0.0%
Visiting	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Work Assign	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Dental Care	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Forced Med	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Medical	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Disability	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Mental Hlth	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Jail Time	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Records	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
Sentence Com	0 0.0%	0 0.0%	0 0.0%	*	0 0.0%	0 0.0%
TOTALS:	15 100.0%	5 100.0%	10 100.0%	*	9 100.0%	5 N/A
% of Submitted:	100.0%	33.3%	66.7%	*	100.0%	55.6%
% of Answered:				*		

Reason for Rejection:

Untimely	0 ( 0.0)	Wrong level	1 ( 20.0)
No informal resolution	0 ( 0.0)	Re-submit	0 ( 0.0)
Attachments	0 ( 0.0)	Other	2 ( 40.0)

## 1997 QUARTERLY LITIGATION REPORT

### FOURTH QUARTER

#### I. TRIALS AND HEARINGS

##### MID-ATLANTIC REGION

Mildred Thompson v. Hemingway, - FPC Alderson - On July 22, 1997, hearing was held to determine why the Bureau of Prisons had not yet published a new policy to replace the "Crimes of Violence" Program Statement which was declared void in Wiggins v. Wise. At the conclusion of the hearing, the Magistrate called both sides into her chambers and suggested that the Bureau should seriously consider "settling these cases," as she indicated the current Bureau position is causing a "public relations problem" for the Bureau with the Court.

##### NORTHEAST REGION

McCarthy v. United States, No. 96-7701 (3d Cir.).

On July 21, 1997, the Court of Appeals heard oral argument in this appeal of a habeas corpus denial. Inmate Arthur McCarthy, 49352-080, filed the petition challenging the recalculation of his federal sentence days before his "parole eligibility" date, his calculation changed the inmate's parole eligibility date. The Court of Appeals affirmed the District Court's order that denied the petition stating that the sentence computation was a proper exercise of BOP's discretion.

Michael Lloyd v. Ronald Levine, et. al., No. 96- , (3d Cir.)

On July 21, 1997, the Court of Appeals heard oral argument concerning the dismissal of a Bivens complaint relating to the denial of CCC placement. The district court granted Defendants' Motion for Summary Judgment stating that the "decision to deny plaintiff CCC placement is not judicially reviewable absent a constitutional violation" and no reasonable fact finder would find one in this case.

Moore v. Agosto, 93 Civ. 4835 (MGC) (S.D.N.Y.) On July 21, 1997, a trial commenced in this Bivens case in which the plaintiff, inmate Christopher Moore, 39228-053, alleged excessive use of force was used when removing him from the roof top recreation area at MCC NY. After two hours of deliberations, the jury returned a verdict in favor of each defendant.

Drino v. Wigen, et al., Civil No. 96-7308 (E.D.Pa.) - On August 12, 1997, a trial was held in this Bivens case filed by FCI Schuylkill inmate Gary Drino, 02906-015. The Plaintiff alleged that the DHO's finding that he committed a prohibited act ("Assaulting any Person" (Code 224)) was racially motivated. The

bench trial lasted one day. The Court ruled in favor of the defendants.

Stiver v. Meko, 96-3400 (3d Cir). On September 23, 1997, this habeas case was argued before the Court of Appeals. The appellee, FCI McKean inmate Robert C. Stiver, alleged that he was unlawfully denied 3621(e) early release eligibility because of prior convictions for aggravated assault and armed robbery. Through his appointed attorney, he argued that the decision to include prior violent offenses when determining early release eligibility for completion of the Drug Abuse Program violates the Double Jeopardy and Ex Post Facto Clauses of the United States Constitution. The focus of the argument was whether the Bureau of Prisons use of a prior conviction for robbery and aggravated assault to exclude an inmate from early release eligibility was a reasonable interpretation of 18 USC § 3621(e).

## II. SETTLEMENTS AND AWARDS

### MID-ATLANTIC REGION

Funderburk v. USA, - LSCI Butner - FTCA property settlement for \$183.35.

### SOUTH CENTRAL REGION

Daas v. Henman, W.D. La. - FDC Oakdale - Case was settled for \$2,500 and converted from a Bivens to an FTCA case. The case involved allegations of improper placement of the inmate in Administrative Detention when inmate threatened to file lawsuits and sent threatening correspondence to the Warden.

Caldwell v. United States, W.D. Okl. - FCI El Reno - Inmate alleged that BOP personnel failed to provide him with adequate winter clothing which resulted in his suffering a minor illness. This 1989 FTCA case was settled for \$1,000.00.

Wright v. Miller, W.D. Tex. - FCI BASTROP - The case involved alleged excessive use of restraints during a bus trip. The plaintiff agreed to convert this Bivens action into an FTCA action and settled for \$2500.

### NORTH CENTRAL REGION

Suarez v. Scott, et al., D. Kansas CV-95-3407-KHV - USP Leavenworth - A Bivens/FTCA case. Inmate alleged he was denied food, water, and opportunity to use a lavatory when he was placed in four point restraints. The complaint was amended to add a claim under the FTCA. An agreement has been reached to settle the same for \$250.00.

#### NORTHEAST REGION

Oriahki v. U.S., (M.D.Pa.) - FTCA property settlement for \$176.50.

Administrator of Estate of Harris v. U.S., 96-6549(E.D.Pa) - FTCA case involved allegations of medical malpractice; delay in receiving appropriate eye care for former inmate William Harris. The death of the inmate was unrelated to the issues in the case. Settlement for \$1,500.00.

Tulloch et. al. v. U.S., 92-4866 (SDNY) - MCC New York - FTCA case filed in June 1992 by six inmates who alleged that while on the elevator at MCC New York the elevator suddenly plunged to the basement. A settlement was reached. The amounts varied by inmate with a total of approximately \$90,000.00.

### III. PENDING CASES OF INTEREST

#### NORTH CENTRAL REGION

Tighe v. Booker, 97-1046, (10<sup>th</sup> Cir. D.Ct.) - FCI FLORENCE - The Tenth Circuit affirmed a district court decision awarding credit for time spent in federal custody on writ. The inmate was in state custody when he was writted into federal custody for federal prosecution. Tighe's state sentence continued to run during entire period (31 months) in federal custody on writ. The federal sentence was ordered to run concurrently with state term and was started on date of sentencing. He sought credit toward his federal term for 31 months on writ, which was already credited toward state term. The district court ordered BOP to give that credit, citing Brown decision from the Tenth Circuit, finding that the length of time on federal writ exceeded the 19 months in Brown, thus, the custody "transmuted" to federal custody and the inmate should get the credit toward the federal sentence. The Tenth Circuit upheld the district court, holding that due to the length of time in federal custody on writ, the inmate was "in custody in connection with" the federal charges, and thus was entitled to credit, relying on the previous decision in Brown, despite the fact that the inmate already received credit for that time toward his state sentence.

Saleem v. Helman, 7th Cir. Case No. 96-2502, (FCI PEK). The offender challenged the denial of conjugal visits as a violation of First Amendment and RFRA. After the district court dismissed the claim, inmate appealed. In an unreported opinion, the court held RFRA had been declared unconstitutional, citing City of Beorne v. Flores, 117 S.Ct. 2157 (1997) and no longer was enforceable. The court followed long line of cases holding an inmate has no constitutional right to contact visitation or conjugal visits.

#### NORTHEAST REGION

Roussos v. Meniffee, No. 97-7011, 1997 WESTLAW 401319 (3d Cir.). The Third Circuit, following the 9th Circuit decision in Downey, held that the BOP could not use the two point firearm enhancement to find a "crime of violence" for purposes of denying 3621(e) eligibility. The Court of Appeals did agree with our position that the appropriate remedy was to remand the case for the Bureau to reconsider Inmate Victor Roussos, 30950-054, eligibility consistent with the court decision (not to order immediate release).

M.B. v. Reish, No. 96-2347 (2d Cir. July 30, 1997). The Court of Appeals affirmed the decision of the district court in favor of the Bivens defendant. WITSEC inmate M.B. appealed the grant of summary judgement to nine MCC NY staff members in a Bivens action in which he alleges that adjudication of disciplinary charges violated his constitutional rights.

Ansar el Muhammad a/k/a/ Tracy L. Munnerlyn v. George C. Wigen, et.al., Civil Action No. 95-3668 (E.D.Pa). - This case, which has been construed as a RFRA case, involves allegations that staff at FCI Schuylkill illegally intercepted the Plaintiff's religious mail sent from his wife. In addition, the Plaintiff, former inmate Tracy Munnerlyn, Reg. No. 06006-097, also alleges he was placed in segregation, given an incident report and disciplinary sanctions and transferred in retaliation for his religious beliefs. The case was stayed pending resolution of the Flores case by the Supreme Court. Subsequent to the Flores decision, the Department of Justice granted authorization for private counsel for each of the named defendants (although private counsel WILL NOT be reimbursed for any direct challenges to the constitutionality of RFRA). The defendants have recently agreed on a private attorney and the case is scheduled to proceed in the near future.

#### NORTH CENTRAL REGION

Rahman v. Keohane and Kane, 97-3270-CV-S-RGC, (W.D. MO.)  
- USMC SPRINGFIELD - Inmate alleges various conditions of confinement violate his constitutional rights and RFRA. Plaintiff is represented by former U.S. Attorney General Ramsey Clark.

LITIGATION - 1997 FOURTH QUARTER REPORT  
 JULY 1, 1997 THROUGH SEPTEMBER 30, 1997

LOC	NUM	HC	TC	BIV	OT	ANS	PEN	CLD	H/T	AWD	SET	AWD
MXR	42	23	8	7	4	48	331	50	2	0	1	\$183.
NER	90	53	8	20	6	33	626	47	16	0	3	\$0.
SER	46	29	5	8	4	43	726	39	0	0	1	\$2500.
NCR	62	30	4	11	170	19	549	46	10	0	0	\$0.
SCR	67	45	6	12	4	39	135	36	6	0	5	\$0.
WXR	61	-	-	-	-	-	323	-	-	-	-	\$0.
CO	28	6	0	4	2	15	172	11	8	0	0	\$9.
TOT	396	186	31	62	190	197	2862	229	42	0	11	\$2692.

**DEFINITIONS:**

- LOC - Location
- NUM - Number of Total Lawsuits Filed in Quarter
- HC - Number of Habeas Corpus Actions Filed
- TC - Number of FTCA Actions Filed
- BIV - Number of Bivens Actions Filed
- OT - Other Actions Filed
- ANS - Number of Litigation Reports Completed
- PEN - Pending
- CLD - Number of Actions Closed
- H/T - Number of Hearings or Trials (Narrative analysis follows)
- SET - Number of Settlements (Narrative analysis follows)
- AWD - Amount of Awards/Settlements

LITIGATION - 1997 THIRD QUARTER REPORT  
 APRIL 1, 1997 THROUGH JUNE 30, 1997

LOC	NUM	HC	TC	BIV	OT	ANS	PEN	CLD	H/T	AWD	SET	AWD
MXR	45	22	4	16	3	47	339	63	5	0	2	\$180000.
NER	63	22	11	19	10	27	600	36	15	0	4	\$0.
SER	43	23	4	10	6	30	726	39	0	0	0	\$0.
NCR	77	51	5	19	8	0	333	7	1	0	1	\$750000.
SCR	66	40	6	17	3	60	171	40	10	0	0	\$0.
WXR	57	44	2	8	3	26	352	40	1	1	2	\$296863.
CO	26	1	4	6	0	18	192	8	7	0	0	\$0.
TOT	377	203	36	95	33	208	2713	233	39	1	9	\$1,226,863.



**LLB QUARTERLY STATISTICS**

**JULY 1, 1997 - SEPTEMBER 30, 1997**

**EQUAL EMPLOYMENT OPPORTUNITY COMPLAINTS**

Regions	Total	Rec'd.	Closed	Stl.	AJ Disc.	AJ N.Disc.	CAO Disc.	CAO N.Disc.	Awaiting Decision	Hrng. W/D by Compl.	Remand
NER	17	3	1	0	-	2	0	1	0	1	2
NCR	26	13	2	2	2	2	1	1	0	1	-
MXR	18	6	0	0	-	1	-	0	0	1	-
SER	12	3	0	1	-	0	0	1	1	0	1
SCR	16	1	1	0	-	1	-	-	1	0	0
WRO	12	2	0	-	-	1	-	0	2	-	-
CO	5	1	0	0	-	-	-	0	-	-	-
MSTC	0	0	0	-	-	-	-	-	-	-	-
TOTALS	106	29	4	3	2	7	1	3	4	3	3

**LLB QUARTERLY STATISTICS**

**JULY 1, 1997 - SEPTEMBER 30, 1997**

**UNFAIR LABOR PRACTICES**

**FEDERAL LABOR RELATIONS BOARD**

Regions	Total	Received	Dismissed Withdrawn	Settled	*ALJ V.	**ALJ N.V.	FLRA V.	FLRA N.V.	Awaiting Decision
NER	14	1	7	0	-	-	-	-	0
NCR	53	7	9	2	-	-	-	-	13
MXR	4	2	3	-	-	-	-	-	-
SER	5	3	2	0	-	-	-	-	-
SCR	30	6	0	0	-	-	-	-	-
WRO	8	6	4	2	-	-	-	-	-
CO	2	1	1	0	-	-	-	-	-
MSTC	0	0	0	0	-	-	-	-	-
<b>TOTALS</b>	<b>116</b>	<b>26</b>	<b>26</b>	<b>4</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>13</b>

\*V - Violation of Labor Statute

\*\* N.V. - No Violation of Labor Statute

• Includes Glyneo

**LLB QUARTERLY STATISTICS**

**JULY 1, 1997 - SEPTEMBER 30, 1997**

**OTHER CASES**

Type	Total	Received	Affirmed/Dismissed	Reversed	Awaiting Decision	Settled
MSPB	3	0	1	-	-	-
ARB	1	-	-	-	-	-
OSC	1	-	-	-	-	2
AGP	0	-	-	-	-	-
COURT	5	-	-	-	2	-
OIA	7	-	-	-	-	-
TOTALS	17	0	1	0	2	2

## LITIGATION - 1997

## 4th QUARTER REPORT

LOC	NUM	HC	FTC	BIV	OTH	ANS	PEN	CLD	H/T	AWD	SET	AWD/SET
MXR	42	23	8	7	4	48	331	50	2	0	1	\$ 183
NCR	62	30	4	11	170	19	549	46	10	0	0	0
NER	90	53	8	20	6	33	626	47	16	0	3	0
SCR	67	45	6	12	4	39	135	36	6	0	5	0
SER	46	29	5	8	4	43	726	39	0	0	1	\$2,500
WXR	61	---	---	---	---	---	323	--	--	---	---	0
CO	28	6	0	4	2	15	172	11	8	0	0	9
TOT	396	186	31	62	190	197	2,862	229	42	0	11	\$2,692

DEFINITIONS

LOC - Location

NUM - Total Number of Lawsuits Filed in Quarter

HC - Number of Habeas Corpus Actions Filed in Quarter

FTC - Number of FTCA Actions Filed in Quarter

BIV - Number of Bivens Actions Filed in Quarter

OTH - Other Actions Filed in Quarter

ANS - Number of Litigation Reports Completed

PEN - Number of Actions Pending

CLD - Number of Actions Closed

H/T - Number of Hearings or Trials (Narrative Analysis for Significant Cases Follows)

AWD - Number of Awards (Narrative Analysis Follows)

SET - Number of Settlements (Narrative Analysis Follows)

AWD/SET - Amount of Settlements and Awards

LITIGATION ANALYSIS

The total number of lawsuits filed increased by 19 from last quarter.

TORT CLAIMS - July 1, 1997 THRU September 30, 1997 - 4th QUARTER

LOC	NUM	PROP	PI	APPR	AMOUNT	DEN	PEND	OTH	OD	A/O	A/P
MXR	220	143	77	21	5019	146	226	3	3	5	
NER	148	110	38	42	4650	98	175	54	0	0	54
SER	122	102	20	13	2855	48	100	41	6	0	23
NCR	202	153	49	38	3113	194	523	43	259	55	61
SCR	155	122	33	53	10616	69	190	63	26	1	30
WXR	163	127	36	5	3322	67	124	38	5	90	32
CO	67	27	40	1	666	0	30	62	20	35	21
TOT	1077	784	293	173	30241	622	1368	337	319	74	35

**NARRATIVE ANALYSIS**

NCR continues to have a very high pending count.

**DEFINITIONS**

LOC - LOCATION  
 PROP - PROPERTY CLAIM  
 APPR - APPROVED (SETTLED)  
 DEN - DENIED  
 PEND - NUMBER PENDING  
 A/O - AVERAGE NUMBER OF DAYS OVERDUE  
 N/A - DATA NOT COLLECTED

NUM - NUMBER FILED IN QUARTER  
 PI - PERSONAL INJURY CLAIM  
 AMT - AMOUNT APPROVED  
 OTH - OTHER DECISIONS  
 OD - NUMBER OVERDUE  
 A/P- AVERAGE LENGTH OF TIME TO PROCESS

ADMINISTRATIVE CLAIMS - 1997 FOURTH QUARTER REPORT  
 JULY 1, 1997 THROUGH SEPTEMBER 30, 1997

LOC	NUM	PROP	PI	APPR	AMT	DEN	OTH	PEND	OD	A/O	A/P
MXR	220	143	77	21	5019	146	36	226	3	58	25
NER	148	110	38	42	4650	98	54	175	0	0	54
SER	122	102	20	13	2855	48	41	100	6	0	23
NCR	202	153	49	38	3113	194	43	523	259	55	61
SCR	155	122	33	53	10616	69	63	190	26	1	30
WXR	163	127	36	5	3322	67	38	124	5	90	32
CO	67	27	40	1	666	0	62	30	20	35	21
TOT	1077	784	293	173	30241	622	337	1368	319	74	35

Narrative Analysis: NCR continues to have a very high pending count.

DEFINITIONS

- LOC - LOCATION
- NUM - NUMBER FILED IN QUARTER
- PROP - PROPERTY CLAIM
- PI - PERSONAL INJURY CLAIM
- APPR - APPROVED (settled)
- AMT - AMOUNT APPROVED
- DEN - DENIED
- OTH - OTHER DECISIONS
- PEND - PENDING
- OD - NUMBER OVERDUE
- A/O - AVERAGE NUMBER OF DAYS OVERDUE
- A/P - AVERAGE LENGTH OF TIME TO PROCESS
- N/A - DATA NOT AVAILABLE

ADMINISTRATIVE CLAIMS - 1997 THIRD QUARTER REPORT  
 APRIL 1, 1997 THROUGH JUNE 30, 1997

LOC	NUM	PROP	PI	APPR	AMT	DEN	OTH	PEND	OD	A/O	A/P
MXR	167	123	44	14	3707	97	37	199	16	28	49
NER	183	135	46	9	675	99	65	225	20	0	61
SER	120	94	26	21	2903	81	41	73	7	0	20
NCR	191	157	34	29	5029	87	7	764	462	48	114
SCR	190	160	29	21	3126	61	53	188	17	185	61
WXR	131	94	37	11	928	61	33	111	4	38	18
CO	68	44	24	4	76009	0	71	25	17	155	20
TOT	1050	807	240	109	92377	486	307	1585	543	454	343

## LITIGATION - 1997

## 4th QUARTER REPORT

LOC	NUM	HC	FTC	BIV	OTH	ANS	PEN	CLD	H/T	AWD	SET	AWD/SET
MXR	42	23	8	7	4	48	331	50	2	0	1	\$ 183
NCR	62	30	4	11	170	19	549	46	10	0	0	0
NER	90	53	8	20	6	33	626	47	16	0	3	0
SCR	67	45	6	12	4	39	135	36	6	0	5	0
SER	46	29	5	8	4	43	726	39	0	0	1	\$2,500
WXR	61	---	---	---	---	---	323	--	--	---	---	0
CO	28	6	0	4	2	15	172	11	8	0	0	9
TOT	396	186	31	62	190	197	2,862	229	42	0	11	\$2,692

DEFINITIONS

LOC - Location

NUM - Total Number of Lawsuits Filed in Quarter

HC - Number of Habeas Corpus Actions Filed in Quarter

FTC - Number of FTCA Actions Filed in Quarter

BIV - Number of Bivens Actions Filed in Quarter

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CLD - Number of Actions Closed

H/T - Number of Hearings or Trials (Narrative Analysis for Significant Cases Follows)

AWD - Number of Awards (Narrative Analysis Follows)

SET - Number of Settlements (Narrative Analysis Follows)

AWD/SET - Amount of Settlements and Awards

LITIGATION ANALYSIS

The total number of lawsuits filed increased by 19 from last quarter.

**LITIGATION - 1993 FIRST QUARTER REPORT**

LOC	NUM	HC	FTC	BIV	OTH	ANS	PEN	CLD	H/T	SET	AWD
MXR	40	20	4	10	6	40	209	108	2	2	0
NER	68	28	9	20	11	58	215	175	2	4	0
SER	58	21	3	27	7	58	N/A	64	0	1	35,000
NCR	55	24	3	27	1	0	514	47	2	0	0
SCR	57	26	8	22	1	60	230	66	7	0	0
WXR	65	25	3	21	9	N/A	551	13	0	0	0
CO	11	5	0	5	0	18	31	16	0	0	0
TOT	354	149	30	132	35	234	1750	489	13	7	35,000

**DEFINITIONS:**

N/A - Not Available - no method of tracking this information  
LOC - Location  
NUM - Number of Total Lawsuits Filed in Quarter  
HC - Number of Habeas Corpus Actions Filed  
FTS - Number of FTCA Actions Filed  
BIV - Number of Bivens Actions Filed  
OTH - Other Actions Filed  
ANS - Number of Litigation Reports Completed  
PEN - Pending  
CLD - Number of Actions Closed  
H/T - Number of Hearings or Trials (Narrative analysis follows)  
SET - Number of Settlements (Narrative analysis follows)  
AWD - Amount of Awards

**LITIGATION ANALYSIS**

The number of lawsuits filed in the first quarter remained relatively the same as in the fourth quarter, with 352 filed in the fourth quarter and 354 filed this quarter. The amount of monetary damages awarded was \$35,000.00



## 1997 QUARTERLY LITIGATION REPORT

### FOURTH QUARTER

#### I. TRIALS AND HEARINGS

##### MID-ATLANTIC REGION

Mildred Thompson v. Hemingway, - FPC Alderson - On July 22, 1997, hearing was held to determine why the Bureau of Prisons had not yet published a new policy to replace the "Crimes of Violence" Program Statement which was declared void in Wiggins v. Wise. At the conclusion of the hearing, the Magistrate called both sides into her chambers and suggested that the Bureau should seriously consider "settling these cases," as she indicated the current Bureau position is causing a "public relations problem" for the Bureau with the Court.

##### NORTHEAST REGION

McCarthy v. United States, No. 96-7701 (3d Cir.).

On July 21, 1997, the Court of Appeals heard oral argument in this appeal of a habeas corpus denial. Inmate Arthur McCarthy, 49352-080, filed the petition challenging the recalculation of his federal sentence days before his "parole eligibility" date, his calculation changed the inmate's parole eligibility date. The Court of Appeals affirmed the District Court's order that denied the petition stating that the sentence computation was a proper exercise of BOP's discretion.

Michael Lloyd v. Ronald Levine, et. al., No. 96- , (3d Cir.)

On July 21, 1997, the Court of Appeals heard oral argument concerning the dismissal of a Bivens complaint relating to the denial of CCC placement. The district court granted Defendants' Motion for Summary Judgment stating that the "decision to deny plaintiff CCC placement is not judicially reviewable absent a constitutional violation" and no reasonable fact finder would find one in this case.

Moore v. Agosto, 93 Civ. 4835 (MGC) (S.D.N.Y.) On July 21, 1997, a trial commenced in this Bivens case in which the plaintiff, inmate Christopher Moore, 39228-053, alleged excessive use of force was used when removing him from the roof top recreation area at MCC NY. After two hours of deliberations, the jury returned a verdict in favor of each defendant.

Drino v. Wigen, et al., Civil No. 96-7308 (E.D.Pa.) - On August 12, 1997, a trial was held in this Bivens case filed by FCI Schuylkill inmate Gary Drino, 02906-015. The Plaintiff alleged that the DHO's finding that he committed a prohibited act ("Assaulting any Person" (Code 224)) was racially motivated. The

bench trial lasted one day. The Court ruled in favor of the defendants.

Stiver v. Meko, 96-3400 (3d Cir). On September 23, 1997, this habeas case was argued before the Court of Appeals. The appellee, FCI McKean inmate Robert C. Stiver, alleged that he was unlawfully denied 3621(e) early release eligibility because of prior convictions for aggravated assault and armed robbery. Through his appointed attorney, he argued that the decision to include prior violent offenses when determining early release eligibility for completion of the Drug Abuse Program violates the Double Jeopardy and Ex Post Facto Clauses of the United States Constitution. The focus of the argument was whether the Bureau of Prisons use of a prior conviction for robbery and aggravated assault to exclude an inmate from early release eligibility was a reasonable interpretation of 18 USC § 3621(e).

## II. SETTLEMENTS AND AWARDS

### MID-ATLANTIC REGION

Funderburk v. USA, - LSCI Butner - FTCA property settlement for \$183.35.

### SOUTH CENTRAL REGION

Daas v. Henman, W.D. La. - FDC Oakdale - Case was settled for \$2,500 and converted from a Bivens to an FTCA case. The case involved allegations of improper placement of the inmate in Administrative Detention when inmate threatened to file lawsuits and sent threatening correspondence to the Warden.

Caldwell v. United States, W.D. Okl. - FCI El Reno - Inmate alleged that BOP personnel failed to provide him with adequate winter clothing which resulted in his suffering a minor illness. This 1989 FTCA case was settled for \$1,000.00.

Wright v. Miller, W.D. Tex. - FCI BASTROP - The case involved alleged excessive use of restraints during a bus trip. The plaintiff agreed to convert this Bivens action into an FTCA action and settled for \$2500.

### NORTH CENTRAL REGION

Suarez v. Scott, et al., D. Kansas CV-95-3407-KHV - USP Leavenworth - A Bivens/FTCA case. Inmate alleged he was denied food, water, and opportunity to use a lavatory when he was placed in four point restraints. The complaint was amended to add a claim under the FTCA. An agreement has been reached to settle the same for \$250.00.

#### NORTHEAST REGION

Oriahki v. U.S., (M.D.Pa.) - FTCA property settlement for \$176.50.

Administrator of Estate of Harris v. U.S., 96-6549 (E.D.Pa) - FTCA case involved allegations of medical malpractice; delay in receiving appropriate eye care for former inmate William Harris. The death of the inmate was unrelated to the issues in the case. Settlement for \$1,500.00.

Tulloch et. al. v. U.S., 92-4866 (SDNY) - MCC New York - FTCA case filed in June 1992 by six inmates who alleged that while on the elevator at MCC New York the elevator suddenly plunged to the basement. A settlement was reached. The amounts varied by inmate with a total of approximately \$90,000.00.

### III. PENDING CASES OF INTEREST

#### NORTH CENTRAL REGION

Tighe v. Booker, 97-1046, (10<sup>th</sup> Cir. D.Ct.) - FCI FLORENCE - The Tenth Circuit affirmed a district court decision awarding credit for time spent in federal custody on writ. The inmate was in state custody when he was writtten into federal custody for federal prosecution. Tighe's state sentence continued to run during entire period (31 months) in federal custody on writ. The federal sentence was ordered to run concurrently with state term and was started on date of sentencing. He sought credit toward his federal term for 31 months on writ, which was already credited toward state term. The district court ordered BOP to give that credit, citing Brown decision from the Tenth Circuit, finding that the length of time on federal writ exceeded the 19 months in Brown, thus, the custody "transmuted" to federal custody and the inmate should get the credit toward the federal sentence. The Tenth Circuit upheld the district court, holding that due to the length of time in federal custody on writ, the inmate was "in custody in connection with" the federal charges, and thus was entitled to credit, relying on the previous decision in Brown, despite the fact that the inmate already received credit for that time toward his state sentence.

Saleem v. Helman, 7th Cir. Case No. 96-2502, (FCI PEK). The offender challenged the denial of conjugal visits as a violation of First Amendment and RFRA. After the district court dismissed the claim, inmate appealed. In an unreported opinion, the court held RFRA had been declared unconstitutional, citing City of Beorne v. Flores, 117 S.Ct. 2157 (1997) and no longer was enforceable. The court followed long line of cases holding an inmate has no constitutional right to contact visitation or conjugal visits.

#### NORTHEAST REGION

Roussos v. Meniffee, No. 97-7011, 1997 WESTLAW 401319 (3d Cir.).

The Third Circuit, following the 9th Circuit decision in Downey, held that the BOP could not use the two point firearm enhancement to find a "crime of violence" for purposes of denying 3621(e) eligibility. The Court of Appeals did agree with our position that the appropriate remedy was to remand the case for the Bureau to reconsider Inmate Victor Roussos, 30950-054, eligibility consistent with the court decision (not to order immediate release).

M.B. v. Reish, No. 96-2347 (2d Cir. July 30, 1997). The Court of Appeals affirmed the decision of the district court in favor of the Bivens defendant. WITSEC inmate M.B. appealed the grant of summary judgement to nine MCC NY staff members in a Bivens action in which he alleges that adjudication of disciplinary charges violated his constitutional rights.

Ansar el Muhammad a/k/a/ Tracy L. Munnerlyn v. George C. Wigen, et.al., Civil Action No. 95-3668 (E.D.Pa). - This case, which has been construed as a RFRA case, involves allegations that staff at FCI Schuylkill illegally intercepted the Plaintiff's religious mail sent from his wife. In addition, the Plaintiff, former inmate Tracy Munnerlyn, Reg. No. 06006-097, also alleges he was placed in segregation, given an incident report and disciplinary sanctions and transferred in retaliation for his religious beliefs. The case was stayed pending resolution of the Flores case by the Supreme Court. Subsequent to the Flores decision, the Department of Justice granted authorization for private counsel for each of the named defendants (although private counsel WILL NOT be reimbursed for any direct challenges to the constitutionality of RFRA). The defendants have recently agreed on a private attorney and the case is scheduled to proceed in the near future.

#### NORTH CENTRAL REGION

Rahman v. Keohane and Kane, 97-3270-CV-S-RGC, (W.D. MO.)

- USMC SPRINGFIELD - Inmate alleges various conditions of confinement violate his constitutional rights and RFRA. Plaintiff is represented by former U.S. Attorney General Ramsey Clark.