

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO

SEP 18 2024

JEFFREY P. COLWELL
CLERK

Civil Action No.

1:24-CV-01227-SBP

(To be supplied by the court)

JARED LEE CHAVEZ

, Plaintiff

v.

Jury Trial requested:
(please check one)

☒ Yes ☐ No

SGT. SMITH

SGT. Grilli

SGT. STEIN

(see attached)

, Defendant(s).

(List each named defendant on a separate line. If you cannot fit the names of all defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Section B. Do not include addresses here.)

PRISONER COMPLAINT

NOTICE

Federal Rule of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should not contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include only: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Plaintiff need not send exhibits, affidavits, grievances, witness statements, or any other materials to the Clerk's Office with this complaint.

A. PLAINTIFF INFORMATION

You must notify the court of any changes to your address where case-related papers may be served by filing a notice of change of address. Failure to keep a current address on file with the court may result in dismissal of your case.

Jared Lee Chavez #186377 PO Box 777 Canon City, CO 81215
(Name, prisoner identification number, and complete mailing address)

(Other names by which you have been known)

Indicate whether you are a prisoner or other confined person as follows: (check one)

____ Pretrial detainee

____ Civilly committed detainee

____ Immigration detainee

☒ Convicted and sentenced state prisoner

____ Convicted and sentenced federal prisoner

____ Other: (Please explain) _____

B. DEFENDANT(S) INFORMATION

Please list the following information for each defendant listed in the caption of the complaint. If more space is needed, use extra paper to provide the information requested. The additional pages regarding defendants should be labeled "B. DEFENDANT(S) INFORMATION."

Defendant 1: Blake Smith, Sargent, PO Box 6000 Sterling, CO 80751
(Name, job title, and complete mailing address)

At the time the claim(s) in this complaint arose, was this defendant acting under color of state or federal law? ☒ Yes ____ No (check one). Briefly explain:

Defendant abused authority and applied excessive and unnecessary force while inmate was restrained.

Defendant 1 is being sued in his/her ☒ individual and/or ____ official capacity.

Defendant 2: Sargent Grilli PO Box 6000 Sterling, CO 80751
(Name, job title, and complete mailing address)

At the time the claim(s) in this complaint arose, was this defendant acting under color of state or federal law? ☒ Yes ___ No (check one). Briefly explain:

Applied excessive force including administering mace
on a restrained inmate with asthma

Defendant 2 is being sued in his/her ☒ individual and/or ___ official capacity.

Defendant 3: Sgt. Stein PO Box 6000 Sterling, CO 80751
(Name, job title, and complete mailing address)

At the time the claim(s) in this complaint arose, was this defendant acting under color of state or federal law? ☒ Yes ___ No (check one). Briefly explain:

Deprived inmate of state required clothing and bedding during
winter storm and lost inmates property.

Defendant 3 is being sued in his/her ☒ individual and/or ___ official capacity.

C. JURISDICTION

Indicate the federal legal basis for your claim(s): (check all that apply)

☒ State/Local Official (42 U.S.C. § 1983)

___ Federal Official

As to the federal official, are you seeking:

___ Money damages pursuant to *Bivens v. Six Unknown Named Agents of Fed. Bureau of Narcotics*, 403 U.S. 388 (1971)

___ Declaratory/Injunctive relief pursuant to 28 U.S.C. § 1331, 28 U.S.C. § 1361, or 28 U.S.C. § 2201

___ Other: (please identify) _____

Date: [REDACTED]

D. STATEMENT OF CLAIM(S)

State clearly and concisely every claim that you are asserting in this action. For each claim, specify the right that allegedly has been violated and state all facts that support your claim, including the date(s) on which the incident(s) occurred, the name(s) of the specific person(s) involved in each claim, and the specific facts that show how each person was involved in each claim. You do not need to cite specific legal cases to support your claim(s). If additional space is needed to describe any claim or to assert additional claims, use extra paper to continue that claim or to assert the additional claim(s). Please indicate that additional paper is attached and label the additional pages regarding the statement of claims as "D. STATEMENT OF CLAIMS."

CLAIM ONE: 42 U.S.C 1983 Violation of the Eighth Amendment of Cruel And Unusual Punishment and Fourteenth Amendment of Due Process.

Claim one is asserted against these Defendant(s):

Sargent Blake Smith and Sargent Grilli.

Supporting facts:

- ① Prior to the incident of excessive force by Sgt. Blake Smith and Sgt. Grilli on February 13, 2022 Mr. Chavez had no history of disruptive or troublesome behavior while at Sterling Correctional Facility.
- ② Defendant Sgt. Smith encountered Mr. Chavez initially while he was in his assigned cell laying in his bunk, officers came to restrain with no provocation or just cause. Requesting a phone call and pressing the intercom doesn't provide cause.
- ③ In the process of the restraining officers did not call for first responders nor did they activate body cameras which by law and policy they are suppose to do when they are physically going to restrain an inmate [REDACTED] from their cell.
- ④ Plaintiff was pulled from the cell, complied with all orders and was hand cuffed. Once getting handcuffed Sgt. Smith slammed Mr. Chavez to the ground in the process hitting his face on the door causing his mouth to bleed and his vision blur.
- ⑤ Mr. Chavez's pleaded with officers to stop and that he wasn't resisting. This was to no avail, and officer Smith retorted "Fuck you" and Sgt Grilli administered mace.
- ⑥ More closed fist strikes, elbows, and knees ensued until a higher ranking officer ordered the Sargents to stop.
- ⑦ From the force used officers broke Mr. Chavez's nose and rib, also leaving him bloody and having an asthma attack from the mace.
- ⑧ As a result of this incident officers charged Mr. Chavez with assault on staff to justify their actions, was removed from prison programs that Mr. Chavez was helping create and participating in, and placed in administrative housing. (see attached:..)

E. PREVIOUS LAWSUITS

Have you ever filed a lawsuit, other than this lawsuit, in any federal or state court while you were incarcerated? ___ Yes ☒ No (check one).

If your answer is "Yes," complete this section of the form. If you have filed more than one previous lawsuit, use additional paper to provide the requested information for each previous lawsuit. Please indicate that additional paper is attached and label the additional pages regarding previous lawsuits as "E. PREVIOUS LAWSUITS."

Name(s) of defendant(s): _____

Docket number and court: _____

Claims raised: _____

Disposition: (is the case still pending?
has it been dismissed?; was relief granted?) _____

Reasons for dismissal, if dismissed: _____

Result on appeal, if appealed: _____

F. ADMINISTRATIVE REMEDIES

WARNING: Prisoners must exhaust administrative remedies before filing an action in federal court regarding prison conditions. See 42 U.S.C. § 1997e(a). Your case may be dismissed or judgment entered against you if you have not exhausted administrative remedies.

Is there a formal grievance procedure at the institution in which you are confined?

☒ Yes ___ No (check one)

Did you exhaust administrative remedies?

☒ Yes ___ No (check one)

G. REQUEST FOR RELIEF

State the relief you are requesting or what you want the court to do. If additional space is needed to identify the relief you are requesting, use extra paper to request relief. Please indicate that additional paper is attached and label the additional pages regarding relief as "G. REQUEST FOR RELIEF."

Claim One Requested Relief:

- ① Defendants Sgt. Smith and Sgt. Grilli both acted on their own behalf to bringing serious bodily harm to Mr. Chavez while he was in restraints.
- ② There was no just cause for the amount of ~~force~~ force used on Mr. Chavez and this was an all out malicious and sadistic assault.
- ③ Plaintiffs request the maximum compensatory damages and punitive damages allowed at \$300,000 from both Sgt. Smith and Sgt. Grilli.
- ④ The force used was not to regain or maintain order and has not only damaged Mr. Chavez physical but has further impacted his emotional and mental well-being amplifying his mental health conditions through this traumatic situation.

(See Attached for further relief)

H. PLAINTIFF'S SIGNATURE

I declare under penalty of perjury that I am the plaintiff in this action, that I have read this complaint, and that the information in this complaint is true and correct. See 28 U.S.C. § 1746; 18 U.S.C. § 1621.

Under Federal Rule of Civil Procedure 11, by signing below, I also certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending or modifying existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

(Plaintiff's signature)

September, 2024

(Date)

(Revised November 2022)

"B. Defendant(s) Information"

- Prison Medical Provider Rose Scialiano
- Mental Health Scallenger
- Terry Jacques Sterling Correctional Facility Warden

Defendant 4: Physician Rose Scialiano Po Box 6000 Sterling, CO 80751

At the time of claim(s) in this complaint arose, was the defendant acting under color of state or federal law? — Yes ☒ No (check one)

~~Explain~~ Briefly explain:

Defendant failed to provide necessary and proper care to the plaintiff for his injuries he received in incident.

Defendant 4 is being sued in his/her ☒ individual and/or ☐ official capacity.

Defendant 5: Mental Health Ms. Scallenger Po Box 6000 Sterling, CO 80751

At the time of claim(s) in this complaint arose, was this defendant acting under color of state or federal law? — Yes ☒ No (check one)

Briefly Explain:

Defendant did not and was not doing their due diligence to provide care to their client after several requested meetings for mental health assistance.

Defendant 5 is being sued in his/her ☒ individual and/or ☐ official capacity.

Defendant 6: Terry Jacques Sterling Correctional Facility Warden Po Box 6000 Sterling, CO 80751

At the time of claim(s) in this complaint arose, was the defendant acting under color of state or federal law? ☒ Yes — No (check one)

Briefly Explain:

Failed to do a thorough investigation after this incident was brought to his attention, failed to correct and make sure their inmate was safe. Never confirmed the training of their high ranking employees.

Defendant 6 is being sued in his/her ☒ individual and/or ☐ official capacity.

Defendant 7: Colorado Department of Corrections. 1250 Academy Park Loop Colorado Springs, CO 80910

At the time of claim(s) in this complaint arose, was the defendant acting under color of state or federal? — Yes ☐ No (check one)

Briefly Explain: Has no ~~available~~ available route for inmates to report misconduct internally from facility and from high ranking positions views training as "punishment" rather than a necessity.

Defendant 7 is being sued in his/her ☐ individual and/or ☒ official capacity.

D. Statement of Claim(s)Claim One Continued...

- ⑨ Mr. Chavez's Eighth Amendment for Cruel and Unusual Punishment was violated by officers Sgt. Smith and Sgt. Grilli because at no point of was this amount of force was justifiable after the inmate was already handcuffed. Applying force to a handcuffed inmate is malicious and unnecessary. This was an overall attack.
- ⑩ Mr. Chavez's Fourteenth Amendment for Due process was violated by Sgt. Smith by not only improperly detaining Mr. Chavez with no justifiable cause but also by not calling First Responder back up and activating the body camera like the George Floyd Act states to do so.

Claim Two: ⁴² U.S.C 1983 violation of Eighth Amendment of Cruel and Unusual Punishment by Medical Malpractice.

Claim Two is asserted against Defendant(s): Prison Medical Provider Dr. Rose Scialiano.

- ① Due to the officer related incident on February 13, 2024 Mr. Chavez endured several medical injuries and has several health issues effect him since.
- ② Mr. Chavez placed several request via Kite system for the head related trauma and pain from his broken bones. Mr. Chavez was not seen nor was screened for over 6 months. Mr. Chavez also had family members call the facility medical department to inform them.
- ③ Mr. Chavez was forced to suffer through his recovery because the medical neglect and has deformities from his injuries not properly being treated.
- ④ Dr. Rose Scialiano was the medical provider that Mr. Chavez was suppose to be treated by and she did not make a minimal effort to help or screen Mr. Chavez after the physical altercation.
- ⑤ Mr. Chavez's Eighth Amendment for Cruel and Unusual Punishment was violated by failing to provide proper care and medication to aid him in his recovery. Mr. Chavez was forced to suffer through recovery causing him severe hardship.

"D. Statement of Claim(s)"

Claim Three: 42 U.S.C 1983 violation of the Eighth Amendment of Cruel and Unusual Punishment and violation of the Fourteenth Amendment of Due Process.

Claim Two is asserted against these Defendant(s):

Sgt Stein PO Box 6000 Sterling, CO 80751

- ① Following the incident involving officers Blake Smith and Sgt. Grilli Mr. Chavez was placed in the restricting housing unit where Sgt. Stein was in charge of the unit on February 13th, 2022.
- ② During the ~~time~~ time moving to segregation Sgt. Stein deprived Mr. Chavez of his state required bedding and clothing for over 48 hours while in the midst of a winter storm. Mr. Chavez was forced to deal with it in only some pants.
- ③ Sargent Stein was aware of the winter weather, his housing unit being exposed to the elements via holes/leaks in the roof, and a non functioning heating system.
- ④ While being deprived of all of his property Sgt. Stein told Mr. Chavez other items of his property were not allowed in the new housing unit and if he wanted to send them to someone outside the prison he could do so.
- ⑤ Personal items such as an addressbook, photo album, commissary, hygiene, and electronics were all amongst Mr. Chavez's property he elected to send home but ending up becoming missing.
- ⑥ Sgt. Stein personally told Mr. Chavez that these items were not allowed and somehow vanished under Sgt. Stein's supervision.
- ⑦ Mr. Chavez's Eighth Amendment rights were violated by ~~the~~ Sgt. Stein by the Cruel and Unusual Punishment clause because Mr. Chavez requested his state and federal requirements of clothing and bedding during several shifts ~~that~~ that Sgt Stein worked. Sgt. Stein purposely imposed this hardship upon Mr. Chavez knowing his unit was exposed to the freezing elements with no heating system and nothing to warm himself leaving him in a single pair of state provided pants.
- ⑧ Mr. Chavez's Fourteenth Amendment rights were violated by Sgt. Stein in two ways. One by not following the chain of custody/evidence for all Mr. Chavez's belongings, denying him his state required clothing and bedding. ~~the~~ ^{thus} losing his property after giving Mr. Chavez ~~the~~ the option to send ~~the~~ the non-allowed items home. This not only imposed hardship on Mr. Chavez by ~~depriving~~ depriving him of clothing but also by others harassing Mr. Chavez's ~~family~~ family members after somehow obtaining Mr. Chavez's property.

"D. Statement of Claim(s)"Claim Four: 42 U.S.C 1983 Violation of the Eighth Amendment for cruel and Unusual Punishment

Claim Four is asserted against Defendant(s): Mental Health Mrs. Scallenger
PO Box 6000 Sterling, CO 80751

- ① Prior to the incident involving officers Mr. Chavez was having many issues with his family outside of the prison and trouble coping with his incarceration through these circumstances.
- ② Mr. Chavez requested several meeting personally to see Mrs. Scallenger to get proper guidance and help but was never seen.
- ③ Mr. Chavez has been diagnosed with multiple mental health conditions some which can be hereditary.
- ④ Mr. Chavez as a result of not being seen had to ~~try~~ try to cope with all the mental and emotional anguish by himself resulting in ~~being~~ ^{all} the wrong ways of coping later causing more physical, mental, and emotional pain.
- ⑤ Mr. Chavez's Eighth Amendment rights were violated under the cruel and Unusual Punishment clause by Scallenger failing to do her due diligence by providing proper care to her client after several requested meetings knowing that Mr. Chavez has mental health conditions which later caused her client more physical, mental, and emotional harm.

Claim Five: 42 U.S.C 1983 violation of the Fourteenth Amendment for Due Process, Failure to Act, and Failure to have proper training and sufficient staff

Claim Five is asserted against Defendant(s): Terry Jacques Sterling
Correctional Facility warden PO Box 6000 Sterling, CO 80751

- ① Mr. Chavez at the duration of his stay at Sterling Correctional Facility had no prior incidents or concerning behaviors resulting in conduct infractions ~~beside~~ beside the incident on February 13th, 2024.
- ② Mr. Chavez and several family members ~~attempted~~ attempted to contact Terry Jacques through via Kites, calls, and emails to have a thorough investigation opened about the officer misconduct.
- ③ Lisa ~~Wiley~~ Wiley from headquarters told Mr. Chavez's family that she personally emailed him to contact them and push along relevant information to the facility investigator.
- ④ Terry Jacques never responded to anybody in regards to the situation and did nothing to provide officers with proper training and staffing levels to manage the facility.
- ⑤ As a result Mr. Chavez had been found guilty of all misconduct allegation and was deprived of his liberties and Equal Protection of law.
- ⑥ Terry Jacques failed to Act by not launching an investigation especially since Smith had an extensive excessive force history. This violates Mr. Chavez's Fourteenth Amendment for failing to investigate and prejudice Mr. Chavez's Due Process.

"D. Statement of Claim(s)"Claim Five continued...

- ⑦ Mr. Chavez's Fourteenth Amendment was violated for Equal protection of law blatantly disregarding any concerning situations in his facility relating to staff misconduct.
- ⑧ Terry Jacques is liable due to several people including civilians and personnel from headquarters sending him messages, emails, and kites and never responding to any one or performing any act to correct any potential wrong doings.

Claim 6: 42 U.S.C. 1983 Violation of Fourteenth Amendment and Fifth Amendment of the Equal Protection of the Law.

Claim 6 is asserted against Defendant(s): Colorado Department of Corrections
1250 Academy Park Loop Colorado Springs, CO 80910

- ① Following the officer related incident that occurred on February 13th, 2024 Plaintiff sought relief through the grievance procedure and looked for other channels to report officer related misconduct and authoritative abuse.
- ② Following the grievance process all the way through there was no proper way to request training or paper work for allegations relating to misconduct.
- ③ The request of adequate training was viewed "as punishment" rather than a necessity especially to officers in rankings positions.
- ④ Not providing the proper training to individuals who are in position of enforcing the law is a violation of the Fourteenth and Fifth Amendment for Equal Protection of the Law and can have detrimental effect on more inmates who are suppose to be one day released back into society.
- ⑤ As a result of improper training Mr. Chavez's Fourteenth and Fifth Amendment were violated by officers not complying by the George Floyd act and other violations of Chavez's federally protected liberties.
- ⑥ Mr. Chavez the present does not feel the assurance of safety because of the related responses toward the training of officers being viewed as a punitive measure rather than a necessity for the CDC employees.

"G. Request For Relief"Claim one continued:

- ⑤ Mr. Chavez's Eighth Amendment rights were violated through the cruel and Unusual Punishment clause for which he humbly seeks relief from the court.

Claim Two Request For Relief:

- ① Plaintiff has went through a traumatic and painful recovery process and is continually having problems relating to this incident and the lack of care he was given.
- ② Plaintiff is requesting the court to grant him ■ compensatory damages of \$200,000 for the permanent damage/deformities in his rib cage, the painful days of having to go without medication, and the continual physical therapy he'll have to continue to do.
- ③ Plaintiff also request the court to get him assessed at a medical provider outside of the Colorado Department of Correction scope due to the fact no initial anatomical was never entered into the medical system and the failure to properly screen or notate his physical issues.
- ④ Plaintiff also request an injunctive action of \$50 a day to assess for the delay of treatment in his vision, head, back, and body.
- ⑤ Defendant Dr. Scialiano's Deliberate Indifference to treat Mr. Chavez ■ for his injuries and aid him in his recovery violated Mr. Chavez's Eighth Amendment right under the Cruel and Unusual punishment clause due to the serious physical, mental, and emotional harm suffered by the Plaintiff.

Claim Three Request For Relief:

- ① Defendant Sgt. Stein deprived Mr. Chavez for multiple days leaving Mr. Chavez to face winter storm conditions with no heat, bedding, and clothes for multiple days.
- ② Mr. Chavez was allowed to have these items after his pack out which violated both Mr. Chavez's Eighth Amendment right under the cruel and Unusual Punishment clause and his Fourteenth Amendment right of Due Process for deprivation of liberty.
- ③ Plaintiff humbly request the court to grant him \$100,000 for the deliberate acts ■ by Sgt. Stein for making suffer through freezing conditions with out a way to warm himself on top of being in restrictive housing and being assaulted and beaten.
- ④ Plaintiff also request an additional \$10,000 for the loss of his property resulting in the harassment of his family and ■ loss monetary value Mr. Chavez purchased those items with.
- ⑤ Plaintiff also request a declaration for relief from the court to order the facility to fix the issues with the HVAC system in that unit along with the repair to the roof so others do not have to experience the same hardship he went through.

"G. Request For Relief"

Claim Four Request For Relief:

- ① Defendant Mental Health Mrs. Scallenger showed neglect and deliberate indifference by failing to provide her client Mr. Chavez with his mental health needs after several request to do so.
- ② Mr. Chavez the Plaintiff is requesting \$100,000 from the emotional and mental trauma adding on to his already existing conditions, and for future counseling and whatever other necessities he may need.
- ③ Mental Health Scallenger violated the Plaintiff's Eighth Amendment rights of cruel and Unusual punishment clause by making him endure and trying to cope with his mental health concerns alone.

Claim Five Request For Relief:

- ① Defendant Terry Jacques violated Mr. Chavez Fourteenth Amendment of Due process by failing to Act upon allegation with support evidence, Failed to have proper training and sufficient staff for individuals hired at the facility he was in charge of, and deliberately ignored and disregarded any communication with ~~these~~ individuals concerning these matters.
- ② Plaintiff humbly request \$100,000 in compensatory damages due to the hardship and effect failing to investigate serious matters involving officer misconduct in which ^{an} official had an extensive history.
- ③ In the request of \$100,000 this will include also the physical distress, emotional hardship, and psychological trauma Mr. Chavez had to suffer from officers in high ranking positions not being properly trained or following policy, procedures, and law while under the hiring supervision of Defendant Terry Jacques.

Claim Six Request For Relief:

- ① Defendant the Colorado Department of Correction violates Mr. Chavez's Fourteenth and Fifth Amendment by failing give himself and other individual in Mr. Chavez's situation the security of knowing and feeling safe from officer related abuse/misconduct and fails to give such individuals the ability to properly report the misconduct from within prison facilities.
- ② Mr. Chavez humbly request declarative action be taken to give a proper way to submit officer related misconduct to someone that'll investigate real and potentially serious incidents.
- ③ Mr. Chavez also humbly request the court grant him another declarative relief of ensuring all removal from cell incidents be body cam recorded whether they are use of force matters or not.

"G. Request For Relief"Prayer For Relief:

- ① Plaintiff Jared Chavez prays this Honorable Court grant and enter judgement for the plaintiff, through jury demand, against each defendant.
- ② Court fees and cost;
- ③ Compensatory and consequential damages, including damages for past and future emotional distress, physical distress, loss of property for which the Amount to be decided at trial;
- ④ If appointed counsel, reimbursement of the amount of time investigated, copies, records, witnesses, trial preparation, etc..;
- ⑤ medical assessment if allowed;
- ⑥ Any appropriate relief at Law and Equity that this honorable court and jury deems just and proper.

FILEDUNITED STATES DISTRICT COURT
DENVER, COLORADO

SEP 18 2024

JEFFREY P. COLWELL
CLERK

Dear the Honorable Judge Gurley,

Sept. 13, 2024

To begin, I want to thank you for taking the time to overview this letter I'm submitting to the court. I am writing this concerning matters of the civil suit I'm filing case number 1:24-cv-01227-SBP. From the last order from the court I understand that you are not able to give legal advice or guidance, however I wanted to bring some troubling matters to your attention for the record.

First, I wanted to share with the court that the facility I am currently being housed at does not have a permanent full time Law Library worker. I was ordered to get assistance from somebody in that position but there is no one readily ~~available~~ available. My case manager's capability and knowledge about legal procedure and law is very limited which has not been very helpful when I have questions relating to the case. Further more when I request materials needed to complete and mail my amended complaint, I'm not given the envelopes or things I need to do so although I provide the necessary information and forms. This is handicapping me from meeting the deadlines and ~~obtaining~~ obtaining the information I need to properly correct my errors.

~~Second~~ Second, despite your orders I'm running into several road blocks and resistance when it comes to gathering specific policies and documentation relating to my claims. I've requested several AR's (CDC policy) to overview to back up my factual background on this specific ~~case~~ case and been refused access. It is impossible to properly tell and show the court where defendants ~~violated~~ violated my rights without being ^{able} to accurately cite places in policy the defendants errored. The facility doesn't allow me to physically access the Law Library and I'm very limited in my ability to conduct an adequate investigation and on top of that I'm restricted access to support my case is hindering my ability to show the court and defend my cause.

Finally, ~~I know~~ I know ignorance to the law is not an excuse, however I am doing the very best I can to study and learn how to litigate. ~~As previously stated~~ As previously stated I cannot physically access the Law Library and on the premises there isn't

Someone to confer with to get proper instruction. Most material I obtained is very vague and I don't want to waste the courts time. With all this being said I am humbly requesting some type of counsel, whether that be a ~~public~~ public defender or some type of stand by counsel. I have reached out to multiple firms and even the ACLU but have yet to hear a response. Please take this into consideration.

All in all, I personally just don't want to waste the courts time, resources, and whatever else might be effected by the action taken for this case. I know what happened in this situation was something someone should not have to endure and I ~~would like~~ ^{would like} to do what I can to prevent it from happening to someone else in the future. This is my first time trying to litigate something and I am not trying to pretend to be an expert, I just want a fair chance to learn how to protect myself and my liberties this great country has given to me. Once again thank you I appreciate your time reviewing this letter.

Sincerely,
Jared Chavez
/C

P.S. my case manager
Veronica Ruggeri said you
may contact her to confirm
to verify everything I stated
at Veronica.ruggeri@state.co.us.
Also I attached a grievance I filed
concerning the law library.

AR Form 850-04B (12/01/18)

Offender Grievance

Offender Must Complete		
Name: <u>Jared Chawor</u>	DOC #: <u>18C377</u>	
Grievance number (complete for Steps 2 and 3, only):		
Instructions:		
1. Fill out identifying data in space provided. (Must be legible.)	This space must remain blank	
2. Clearly state basis for grievance or grievance appeal.	This space must remain blank	
3. State specifically what remedy you are requesting.	This space must remain blank	
4. Remedy must remain consistent.	This space must remain blank	
Subject of Grievance and Requested Meaningful Remedy:		
I recieved my court order on 8/13/2024 to ammend my complaint in federal court. The judge ordered for me to get assistance from my case manager and law library personnel. It took more than 8 days to hear back from my case manager and she brought to my attention that there isn't a permanent law library person here. I have a 30 day time period to complete this ammended complaint. I requested materials and assistance on the 15th of August and still haven't get them. I need as much time as possible to ammend my paper work and need adequate assistance for questions I have. I'm not sure how to get all this stuff I need done with nobody really working in the law library. I request the assistance I need to complete this complaint like the court ordered. A better stating that law library personnel is short to no staff here to advise on legal issues and the materials I need to complete these task.		
Offender Signature: <u>JC</u>		Date: <u>8/23/2024</u>
*By signing this form the offender recognizes and waives confidentiality on records necessary to address this grievance		
Case Manager/CPO Must Complete	Facility/Unit/Pod/Parole Office/Community Corrections Center: <u>15</u>	Step (Circle one) <u>1</u> 2 3
Signature: <u>[Signature]</u>		
Print Name and DOC Employee ID #: <u>V. Ruggin 21541</u>		Date received: <u>8-27-24</u>

Jared Chavez #186377
PO Box 777
Canon City, CO 81215

United States District Court
901 - 19th Street, Room A105
Denver, CO 80294 - 3589



CSP
Condell
9/13/24
186377
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DOCA OFFENDER LAST NAME INT
2442
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