

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 25 CV 3693
(To be supplied by the court)

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO
JAN -5 2026
JEFFREY P. COLWELL
CLERK

Dawaune Latiefth II, Plaintiff

v.

Amanda Slattery

Dennis Padilla

Lenae Brandt

John Musso, 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.

Dawaane Latiefh II 793443 PO Box 1108 Denver CO 81003
(Name, prisoner identification number, and complete mailing address)

N/A
(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) Committed to the State hospital

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: Amunda Stattery nurse Practitioner
(Name, job title, and complete mailing address)

1600 W 24th St Pueblo CO 81003

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:

She was working for the State of Colorado when she violated my rights

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

Defendant 2: Dennis Padilla^{of 24}
(Name, job title, and complete mailing address)

1600 W 24th St Pueblo CO 81003

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:

he was working for the state OF Colorado
When he violated my rights

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

Defendant 3: Lenae Brandt
(Name, job title, and complete mailing address)

1600W 24th St Pueblo CO 81003

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:

She was working for the state OF Colorado
When she violated my rights

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)

42 U.S.C. § 1983 (state, county, and municipal defendants)

___ *Bivens v. Six Unknown Named Agents of Fed. Bureau of Narcotics*, 403 U.S. 388 (1971)
(federal defendants)

___ Other: (please identify) _____

Attachment to Complaint: (I) the Parties to this complaint (B) Defendant

▶ Defendant No. 5

Name: Meagan Hastie
Job: Nurse Practitioner
Address: 1600 W 24th St Pueblo CO 81003
Telephone: 719 546 4000
E-mail address: meagan.hastie@state.co.us
In her individual and OFFICIAL Capacity

▶ Defendant No. 6

Name: Dr Hareesh Pillai
Job: Doctor
Address: 1600 W 24th St Pueblo CO 81003
Telephone No. 719 546 4000
E-mail address: Dr Hareesh.Pillai@state.co.us
In his individual and OFFICIAL Capacity

▶ Defendant No. 7

Name: Jenice Lewis
Job: Social Worker
Address: 1600 W 24th St Pueblo CO 81003
Telephone No: 719 546 4000
E-mail address: Jenice.Lewis@state.co.us
In her individual and OFFICIAL Capacity

Attachment to complaint: (I) The Parties to this Complaint (B) Defendant

▶ Defendant No. 8

name: Kelly Hoy

Job: Social worker

Address: 1600 W 24th St Pueblo CO 81003

Telephone No.: 719 546 4000

E-mail address: Kelly.Hoy@state.co.us

In her individual and OFFICIAL capacity

▶ Defendant No. 9

name: Heather Bowen

Job: Lead nurse

Address: 1600 W 24th St Pueblo CO 81003

Telephone No.: 719 546 4000

E-mail address: Heather.Bowen@State.co.us

In her individual and OFFICIAL capacity

▶ Defendant No. 10

name: Dennis Heedt

Job: Patient rights advocate

Address: 1600 W 24th St Pueblo CO 81003

Telephone No.: 719 546 4000

E-mail address: Dennis.Heedt@State.co.us

In his individual and OFFICIAL capacity

Attachment to Complaint: (I) the Parties to this Complaint (B) Defendant

▶ Defendant No. 11

name: Desirae Rodriguez

Job: Patient rights advocate

Address: 1600 W 24th St Pueblo CO 81003

Telephone No.: 719 546 4000

E-mail address: ~~██████~~ Desirae.Rodriguez@state.co.us

In her individual and OFFICIAL capacity

▶ Defendant No. 12

name: Cara Silla

Job: Asistant Director of Nurcing

Address: 1600 W 24th St Pueblo CO 81003

Telephone No.: 719 546 4000

E-mail address: Cara.Silla@state.co.us

In her individual and OFFICIAL capacity

▶ Defendant No. 13

name: State OF COLORADO

Job: Supervisor OF CMHHIP

Address:

▶ Defendant No. 14

name: COLORADO MENTAL HEALTH Hospital IN Pueblo

Job: Supervisor OF the STAFF OF CMHHIP

Address: 1600 W 24th St Pueblo CO 81003

Attachment to complaint: (I) the Parties to this complaint (B) Defendant

▶ Defendant No. 15

name: Caitlin Keeley

Job: Nurse Practitioner

Address: 1600 W 24th St Pueblo CO 81003

Telephone No: 719 546 4000

E-Mail address: caitlin.keeley@state.co.us

In her individual and OFFICIAL Capacity

▶ Defendant No. 16

name: Shawha Armstrong

Job: Lead nurse

Address: 1600 W 24th St Pueblo CO 81003

Telephone No: 719 546 4000

E-Mail address: Shawha.Armstrong@state.co.us

In her individual and OFFICIAL Capacity

▶ Defendant No. 17

name: Vanessa Farmer

Job: Charge nurse

Address: 1600 W 24th St Pueblo CO 81003

Telephone No.: 719 546 4000

E-Mail address: Vanessa.Farmer@state.co.us

In her individual and OFFICIAL Capacity

Attachment to Complaint: (I) the Parties to this complaint (B) Defendants

▶ Defendant No. 18

Name: Amanda Pentland
Job: CNA
Address: 1600 W 24th St Pueblo CO 81003
Telephone: 719 546 4000
E-mail address: Amanda.Pentland@State.CO.US
In her individual and OFFICIAL Capacity

Defendant No. 19

Name: John Musso
Job: Program Director
Address: 1600 W 24th St Pueblo CO 81003
Telephone: 719 546 4000
E-mail address: John.Musso@State.CO.US
In his individual and OFFICIAL Capacity

Attachment to Complaint - Basis For Jurisdiction (D)

- 8- Defendant Kelly Hoy, was working for the State of Colorado when she violated my Federal Constitutional and Statutory rights
- 9- Defendant Heather Bowen, was working for the State of Colorado when she violated my Federal Constitutional and Statutory rights.
- 10- Defendant Dennis Heedt, was working for the State of Colorado when he violated my Federal Constitutional and Statutory rights.
- 11- Defendant Desirae Rodriguez, was working for the State of Colorado when she violated my Federal Constitutional and Statutory rights
- 12- Defendant Cara Silla, was working for the State of Colorado when she violated my Federal Constitutional and Statutory rights
- 13- Defendant STATE OF COLORADO, it is a Corporation operating under the laws of the State of Colorado when it violated my Federal Constitutional and Statutory rights.
- 14- Defendant COLORADO MENTAL HEALTH HOSPITAL IN PUEBLO it is a Corporation operating under the laws of the State of Colorado when it violated my Federal Constitutional and Statutory rights.
- 15- Defendant Caitlin Keeley, was working for the State of Colorado when he violated my Federal Constitutional and Statutory rights.

Attachment to Complaint: BASIS For Jurisdiction (D)

- 16- Defendant Shawna Armstrong, was working for the State of Colorado when she violated my constitutional rights and statutory rights.
- 17- Defendant Vanessa Farmer, was working for the State of Colorado when she violated my constitutional rights and statutory rights.

D. Statement of Claim

Count one: Cruel and unusual Punishment

- 1- Defendant Dennis Padilla on 1/25/25 under color of law at 1600 W 24th St Pueblo CO 81003 in Unit E-1 Wantonly, Willfully, Knowingly had inflicted cruel and unusual Punishment by Warehousing me in a restricted Unit For 6 months For malicious reason and more than Policy of CMHIP allow, I got assaulted several time in Unit E-1 in one occasion causing me to get punch in the back of the head by a patient whom previously enter my room at mid nights and try to rape me on 5/10/25 resulting in my injuries to go unattended by the staff causing serious Psychological damages, Pain, Suffering and emotional distress this constitute in cruel and unusual Punishment and violation of my Due Process of Law under 14th amendmend to the United State constitution
- 2- Defendant Lenae Brandt on 1/25/25 under color of law at 1600 W 24th St Pueblo CO 81003 in Unit E-1 Wantonly, Willfully, Knowingly had inflicted cruel and unusual Punishment by Warehousing me in a restricted Unit For 6 months For malicious reason and more than Policy of CMHIP allow, I got assaulted several time in Unit E-1 in one occasion causing me to get punch in the back of the head by a patient whom previously enter my room at mid nights and try to rape me on 3/10/25 resulting in my injuries to go unattended by the staff causing serious Psychological damages, Pain, Suffering and emotional distress this constitute in cruel and unusual Punishment and violation of my Due Process of Law under 14th amendmend to the United State constitution

▶ 3- Defendant John Musso on 1/25/25 under color of law at 1600 W 24th St Pueblo CO 81003 in unite E-1 Wantonly, Willfully, knowingly had inflicted cruel and unusual Punishment by Warehousing me in a restricted unite For 6 months For malicious reason and more than Policy of CMHHIP allow, I got assaulted several time in unite E-1 in one ocation causing me to get punch in the back of the head by a patient whom previously enter my room at mid nights and try to rape me on 3/10/25 resulting in my injuries to go unattended by the staff causing serious Psychological damages, Pain, Suffering and emotional distress this constitute in cruel and unusual Punishment and violation of my Due Process of Law under 14th amendmend to the United State constitutie

▶ 4- Defendant Amanda Slattery on 1/25/23 under color of law at 1600 W 24th St Pueblo CO 81003 in unite E-1 Wantonly, Willfully, knowingly had inflicted cruel and unusual Punishment by warehousing me in a restricted unite For 6 months For malicious reason and more that Policy of CMHHIP allow, I got assaulted several time in unite E-1 in on ocation causing me to get punch in the back of the head by a patient whom previously enter my room at mid nights and try to rape me on 3/10/25 resulting in my injuries to go unattended by the staff causing serious Psychological damages, Pain, Suffering and emotional distress this constitute in cruel and unusual Punishment and violation of my Due Process of Law under 14th amendmend to the united State constitution

► 5 - Defendant Kelly Hoy on 1/23/23 under color of law at 1600 W 24th St Pueblo CO 81003 in unit E-1 wantonly, willfully, knowingly had inflicted cruel and unusual punishment by warehousing me in a restricted unit for 6 months for malicious reason and more than policy of CMHIP allow, I got assaulted several times in unit E-1 in one occasion causing me to get punch in the back of the head by a patient whom previously enter my room at midnights and try to rape me on 3/10/23 resulting in my injuries to go unattended by the staff causing serious psychological damages, pain, suffering and emotional distress this constitute in cruel and unusual punishment and violation of my due process of law under 14th amendment to the United State constitution

► 6 - Defendant Heather Bowen on 1/23/23 under color of law at 1600 W 24th St Pueblo CO 81003 in unit E-1 wantonly, willfully, knowingly had inflicted cruel and unusual punishment by warehousing me in a restricted unit for 6 months for malicious reason and more than policy of CMHIP allow, I got assaulted several times in unit E-1 in one occasion causing me to get punch in the back of the head by a patient whom previously enter my room at midnights and try to rape me on 5/10/23 resulting in my injuries to go unattended by the staff causing serious psychological damages, pain, suffering and emotional distress this constitute in cruel and unusual punishment and violation of my due process of law under 14th amendment to the United State constitution

- ▶ 7 - Defendant Meagan Hastie on 1/25/23 under color of law at 1600 W 24th St Pueblo CO 81003 in unit E-1 wantonly, willfully, knowingly had inflicted cruel and unusual punishment by warehousing me in a restricted unit for 6 months for malicious reason and more than policy of CMHIP allow, I got assaulted several times in unit E-1 in one occasion causing me to get punch in the back of the head by a patient whom previously enter my room at mid nights and try to rape me on 5/10/23 resulting in my injuries to go unattended by the staff causing serious psychological damages, pain, suffering and emotional distress this constitute in cruel and unusual punishment and violation of my due process of law under 14th amendment to the United State constitution
- ▶ 8 - Defendant Dr Hareesh Pillai on 1/25/23 under color of law at 1600 W 24th St Pueblo CO 81003 in unit E-1 wantonly, willfully, knowingly had inflicted cruel and unusual punishment by warehousing me in a restricted unit for 6 months for malicious reason and more than policy of CMHIP allow, I got assaulted several times in unit E-1 in one occasion causing me to get punch in the back of the head by a patient whom previously enter my room at mid nights and try to rape me on 5/10/23 resulting in my injuries to go unattended by the staff causing serious psychological damages, pain, suffering and emotional distress this constitute in cruel and unusual punishment and violation of my due process of law under 14th amendment to the United State constitution

► 9 - Defendant Jenice Lewis on 1/23/25 under color of law at 1600 W 24th St Pueblo CO 81003 in unite E-1 Wantonly, Willfully, Knowingly had inflicted cruel and unusual Punishment by Warehousing me in a restricted unite For 6 months For malicious reason and more than Policy of CMHHIP allow, I got assaulted several time in unite E-1 in one ocation causing me to get punch in the back of the head by a patient whom previously enter my room at mid nights and try to rape me on 3/10/25 resulting in my injuries to go unattended by the staff causing Sirious Psychological damages, Pain, Suffering and emotional distress this constitute in cruel and unusual Ponishment and violation of my Due Process of Law under 14th amendmend to the United State constitutie

► 10 - Defendant Amanda Pentland on 1/25/25 under color of law at 1600 W 24th St Pueblo CO 81003 in unite E-1 Wantonly, Willfully, Knowingly had inflicted cruel and unusual Punishment by warehousing me in a restricted unite For 6 months For malicious reason and more that Policy of CMHHIP allow, I got assaulted several time in unite E-1 in on ocation causing me to get punch in the back of the head by a patient whom previously enter my room at mid nights and try to rape me on 3/10/25 resulting in my injuries to go unattended by the staff causing Sirious Psychological damages, Pain, Suffering and emotional distress this constitute in cruel and unusual Ponishment and violation of my Due Process of Law Under 14th amendmend to the united State constitution

Count two: deliberate indifference

► 11 - Defendant Shawna Armstrong on 1/24/25 under color of law at 1600 W 24th St Pueblo CO 81003 in Unite Wantonly willfully, knowingly had inflicted cruel and unusual Punishment and deliberated indifference by denying me a meal and not providing medication while I was Catatonic and letting me sit in my own urine for hours causing emotional damage, Psychological damage and hunger this constitute in cruel and unusual Punishment and violation of my due Process of Law under 14th amendment to the United State Constitution

► 12 - Defendant Vanessa Farmer on 1/24/25 under color of law at 1600 W 24th St Pueblo CO 81003 in Unite Wantonly willfully, knowingly had inflicted cruel and unusual Punishment and deliberated indifference by denying me a meal and not providing medication while I was Catatonic and letting me sit in my own urine for hours causing emotional damage, Psychological damage and hunger this constitute in cruel and unusual Punishment and violation of my due Process of Law under 14th amendment to the United State Constitution

- 13- By witnessing defendant Dennis Padilla, Lanae Brandt, John Musso, Amanda Slattery, Meagan Hastie, Dr Hareesh Pillai, Jenice Lewis, Kelly Hoy, Heather Bowen, Caitlin Keeley, Shawna Armstrong and Vanessa Farmer illegal actions and failing to correct or report that misconduct and encouraging the continuation of misconduct. Defendants Angela Labenberg, Dennis Heedt and Desirae Rodriguez, Amanda Pentland are also in violation of Plaintiff Dawanne Latiefth II rights under 1st and 14th amendment to the United State constitution causing Plaintiff Dawanne Latiefth II legal injuries and monetary damage or losses
- 14- By retaliating against Plaintiff Dawanne Latiefth II by letting Plaintiff Dawanne Latiefth II get assaulted in several occasions and not attending to his injuries inflicting cruel punishment for Plaintiff Latiefth exercising his legal right to complain through the use of CMHHP grievance system against defendants, Defendants Dennis Padilla, Lanae Brandt, John Musso, Amanda Slattery, Meagan Hastie, Dr Hareesh Pillai, Jenice Lewis, Kelly Hoy, Heather Bowen, Caitlin Keeley, Shawna Armstrong, Vanessa Farmer, Angela Labenberg, Dennis Heedt and Desirae Rodriguez, and Amanda Pentland illegal actions and failing to report or correct that misconduct, violated Plaintiff Dawanne Latiefth II rights under 1st and 14th amendments to the United State Constitution

▶ 15- Defendant Colorado mental Health Hospital in Pueblo it is the supervisor of all staff of CMHHIP defendant in this complaint and was well informed of this violations of Plaintiff Dawanne Latieeth II Patients, Federal constitutional and Statutory rights by my grievances File through the System of CMHHIP which the violation were committed by its subordinate of CMHHIP but Fail to intervene and take action. Defendant Colorado mental health hospital in Pueblo are liable For the violation of Plaintiff Dawanne Latieeth II rights under and 14th amendment to the United State Constitution by virtue of it own conduct and State of mind that cause dismissal of Plaintiff claims and Pain and Psychological damage

▶ 16- Defendant State of Colorado it is the supervisor of CMHHIP and should had been informed of those violation of Plaintiff Dawanne Latieeth II Patient, Federal constitutional and Statutory right by my grievance in File through the System of CMHHIP, which violation were committed by its subordinate but Fail to intervene and take action. Defendant State of Colorado it is liable For the violation of Plaintiff Dawanne Latieeth II right under and 14th amendment to the United State Constitution by virtue of it own conduct and State of mind

17▶ Plaintiff Dawuane Latiefth II has no Plain adequate or complete remedy at law to redress the wrongs describe herein, Plaintiff Dawuane Latiefth II has been and will continue to be irreparably injured by the conduct of those defendant mentioned in this complaint unless this court grant declaratory and injuctive relief which Plaintiff Latiefth II

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: _____

Supporting facts:

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)

Relief

Wherefore, Plaintiff Dawanne Latiefth II respectfully prays that this court enter judgement granting Plaintiff Latiefth II:

- A declaration that the act and omission describe here in violated Plaintiff Dawanne Latiefth II rights under the Constitution and the laws of the United State
- A Preliminary and permanent injunction ordering defendants to:
 - Stop abusing the patients
 - Stop neglecting the patients needs
 - Stop retaliating against patient for filing grievances
 - Stop warehousing the patient for not a valid reason
- Compensatory damage in the amount of \$750,000.00 against each defendant jointly and severally
- Punitive damage in the amount of \$750,000.00 against each defendant and the amount of \$750,000.00 against defendant STATE OF COLORADO and defendant Colorado MENTAL HEALTH HOSPITAL IN PUEBLO
- A Jury Trial on all issues triable by Jury additional relief This court deems Just Proper and equitable
- Emotional damage in the amount of \$750,000.00 against each defendant
- Psychological damage in the amount of \$750,000.00 against each defendant

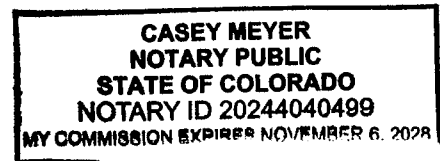
G. REQUEST FOR RELIEF

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."

Please see attachment

Notary: Casey Meyer

Date: 12/30/25



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.

Daumane Ellis II
(Plaintiff's signature)

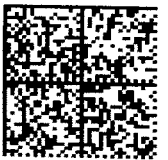
12-30-25
(Date)

Daumane Latief II, 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 USC § 1746 18 U.S.C § 1621

Dawaine Latieth II # 793443
P.O. Box 1108
Denver CO 80201

Legal mail

United State District Court
901 - 19th St
Denver CO 80294



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