

July 10, 1993

Hon. WILLIAM WAYNE JUSTICE
PO. BOX 330
TYLER, TEXAS 75710

Re: Non-Compliance

Dear Honorable Judge Justice;

Greetings! Once again I find myself in dire need of your Honorable assistance.

I have not yet heard if you have in fact, signed the Final Judgement to the Ruiz lawsuit, giving the Texas Department of Corrections back to the State of Texas. However, the rapid changes taking place every day, seems to acknowledge the fact, that TDC is once again in control of their **Vast Prison System**.

I am relaying some of the problems we are now faced with. Problems that were in fact, reported to the attorneys for plaintiff class, Ms. Donna Brorby, months ago, when TDC officers were continually threatening us with the day being very near when they would once again be in control.

On January 11, 1993, I was personally told, that they, [State Officials] didn't have to honor any medical restrictions now, because the Ruiz Lawsuit was DEAD.

Well, now the threats have in fact, turned into nightmares. And lately, it's been every man for himself.

TDC officials have literally gained control of the medical department and staff, and are ordering, or working with the medical personnel e.g., the nurses, to alter medical records, changing our working restrictions, so that the Unit's Classification Committee can then re-assign inmates to Field Force job assignments. Some of these inmates are in no physical condition to be working in the field forces. However, TDC officials will lie, with straight faces, when confronted with this fact, and insist that the so called New Garden and Medical Squads, are Not Field Forces. However, as the IOC [Inter - Office Communications] I have enclosed herein will plainly show, it's a flat out lie, which is being deliberately covered up by Medical Personnel, and the so called Quality Assurance Inspector, Mr James Perry.

Please Note: The true wording, highlighted on the confiscated IOC, [dated] April 26, 1993, which was signed by Warden D.J. Poppell; "Quote" To increase work opportunities on Retrieve, two [2] additional medical squads have been added to the current field force. So much for their straight face lies. Also, note; that TDC made up these medical squads, by altering the wording on the PULHES medical classification system as highlighted; Designator 3CP, the words NO Field Duty were completely "deleted" from the IOC. Note: #3 Garden 3CP, #4 Garden 3CP, and #1 medical 3CP, by deleting the words "No Field Duty," TDC seems to believe, that these new assignments aren't field force jobs. This is no different than putting a sign on a pig and calling it a lamb.

Medical inmates are, in fact, required to perform the same job as the Hoe Squads.

I would like to bring your attention to the fact, that the Retrieve Unit does not have a permanent doctor assigned to the Unit. TDC is shuffling doctors from the other Units three days per week, which is in violation with the Final Judgement.

One other problem we are now facing, is that the Unit Wardens, are now designating themselves as a one person Classification Committee, rather than the three [3] person Committee we once enjoyed. Thus, denying us Due Process. There are no votes, and no more majority rules. Please see the attached copy of the first Step Grievance, in which I was denied my class status, due too being medically unassigned.

To further complicate our problems, our mail room supervisors are "Literally" reading our out going, as well as our incoming mail. On July 6, 1993, I wrote a letter to an inmate on another Unit, Blas Moreno #542794 instructing him to send me his legal papers that I had been assisting him with, asking that he send it to the Law Library Lt. via "truck mail" e.g., an envelope we are allowed to use within the system, not requiring stamps. Mrs. Lopez, the mail room supervisor, confiscated my letter and refused to mail it. My letter was in a stamped envelope, postage pre-paid, yet she said my letter contained information on how to circumvent correspondence rules. Mrs Lopez did literally read my letter. This fact cannot be denied, and then she refused to mail it, not because I was violating any rules, as she stated, but for the sole purpose of hindering and interfering with my right to assist other inmates with their legal work.

This was done in direct violation of your order on uniform inmates Access to Courts, Counsels, and Public Officials Rules, of which includes inmates assisting other inmates, and was by no means an isolated case, as I have lodged numerous complaints against Mrs. Lopez to Huntsville,

and the F.B.I. office, in Houston, Texas.

I am fully aware, that you yourself cannot personally interfere on our behalf, due to Judicial guidelines and rules. However, it is my sincere hope, that you will please forward my correspondence, or a copy of the same to the proper authorities, who can, and will conduct a thorough investigation of my allegations, so that they will not be swept under the carpet, as is done with most of our complaints.

My main reason in writing you, is in hope of receiving assistance towards correcting these problems. However, I also wish to acknowledge the fact, that we inmates, like myself, are in fact the eyes and ears of the Courts, in hopes of keeping the State Prison System from returning to the "old ways." Through us, the Courts will not be kept in the dark, as was the practice for so many years!

I sincerely thank you for your patience in reading my correspondence. I know that the thanks of every inmate at the Retrieve Unit is sent herewith, as well.

Sincerely;

Ray Flores

Ray Flores/#481195

Retrieve Unit

Rt. 5, Box 1500

Angleton, Texas 77515

cc:

File/RF

Enclosure

Certified Mail No. P 025 993 065