

(b) (6) Privacy

Boydston, NC 28515

6-6-2015

U.S. EPA Environmental Protection Agency
Office of Civil Rights
Ariel Rios Building
1200 Pennsylvania Ave. N.W. Room 2540
Washington, DC 20460

Re: Asbestos/Asbestos is in the interior of the ventilation ducts.

Dear US EPA,

I am reporting a hazardous condition that the DOC/OPS has at Eastern Correctional Inst., 3400 and possibly the sister Inst., Southern Corr. Inst., 3600, in Troy, NC. Both institutions are housing female inmates, Eastern made the latest transition in August of 2014. Before the transition took place I was held at Eastern Corr. Inst., from 06/22/2006 till 03/26/2014.

As mention above in the reference, the hazardous is Asbestos which is in the Maintenance chases and in the Ventilation duct system. Due to Asbestos insulation which is in the interior part of the ducts, Maintenance has not bother to clean the vents/ducts out of all the dust, lint and other germs/molds, plus related substances. This has been since the prison was built in 1980, it open in 1982, so it has been 33 years the ducts have accumulated filth. The reason why Maintenance has not bother to clean the ducts is because (1) The labor and expense of the cleaning task. (2) The cleaning

JUN 29 2015

task would be taking a risk of disturbing the Asbestos further. Even though a law was passed in the mid 70's of the discontinuous of using Asbestos, the DOC/DPS may use ductwork for example, from a building that was torn down that may have been built in the 50's or 60's. Thus if any new prisons, buildings, or structures are built, it's a strong possibility anything that can be use from these torn down places will be used, including out of date, ductwork.

During my 8 years at Eastern, I notice the ventilation was not good, in fact it was very poor and it kept my sinuses inflamed. Also during my time at Eastern I worked in the Maintenance department for 3 1/2 years. In 2008 I was exposed to the Asbestos in the worst way. This happen when the DOC/DPS wanted to install a water shut off in all the maintenance chases so as the water to the showers could be controlled by a timer built in. If a drought occurred, than the showers would only operate at a designated time. I helped install the shut off valves and when I cut away the old coil rolls wrapped around the copper water pipes, I was exposed to the fullest degree in the close quarters of the chases. Also being exposed to the ventilation system for 8 years, which I sent a sample out and later was told it had evidence of Asbestos particles in it, the sample was taken from a vent, a piece of the insulation must have come loose and wedged in the vent. I tried to have the person whom inform me to send a lab report from the lab technician, but I never attained one.

Enclosed with this report are Asbestos samples. By the NK DOC/DPS exposing me to bad health hazardous conditions, I'm I allowed to receive any kind of compensation or punitive damages. Also enclosed are grievance complaints I wrote on Eastern CI., on 06/06/2011. Note: I did not have copies of grievances or have

anyway to have copies made, so I'm only able to send to the U.S. EPA. The next page is an
Verification, plus a Certificate of Service to U.S. EPA AND OSHA.

Thank you for your time and efforts in this matter.

Inmate mailing Address
for


Eastern Correctional Institution
P.O. Box 215
Maury, NC 28554

Eastern Prison Location
3400-Eastern CI

2821 Hwy 903 North
Maury, NC 28554

Sincerely,

(b) (6) Privacy



I (b) (6) Privacy being first duly sworn, depose and say that I am the complainant in the above matter, that I have read the foregoing complaint and the facts stated therein are true of my own knowledge, except as to those matters stated "upon information AND belief," I am informed and believe them to be true.

(b) (6) Privacy

Complainant's signature

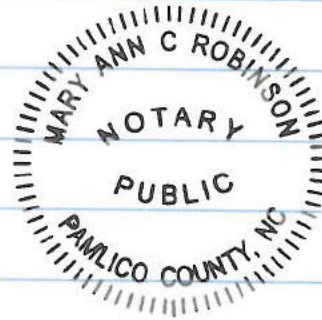
Sworn to and subscribed before me this

10th day of June, 2015

Mary Ann C Robinson

Notary Public

My commission expires: 2-26-2020



Certificate of Service

This is to certify that the foregoing complaint has been duly served upon the following by placing a copy of same in the United States Mail, postage prepaid, and properly addressed as follows:

OSHA
US Dept. of Labor
Occupational Safety and Health Administration
200 Constitution Avenue
Washington, DC 20210

U.S. EPA Environmental Protection Agency
Office of Civil Rights
Ariel Rios Building
1200 Pennsylvania Ave. N.W. Room 2540
Washington, DC 20460

This the 10 day of June, 2015

(b) (6) Privacy

Complainant's signature

NORTH CAROLINA DEPARTMENT OF CORRECTION
DIVISION OF PRISONS
ADMINISTRATIVE REMEDY PROCEDURE

1. Inmate Name: (b) (6) Privacy 2. Inmate OPUS No.: (b) (6) Privacy

3. Location: FORE - C 10 - up 4. Date: 6-6-11

5. Grievance Statement: I am writing this to report of the ventilation system. I would like to that since the air ducts have been opened in hallways, I can already tell a big difference, that is to the good. Why not follow through by cleaning the air ducts of all the dust, dirt, and other gross polluted substances. It is asking too much to maintain good maintenance ethics on having a clean environment, with clean and safe surroundings. Maintenance would also find out by cleaning the much overworked ducts will take a lot of the strain and deal all the stress / Air conditioning. I would think this would be Mr. Hall's main concern since he claims health issues such as for the reason of no removal of shirts while outside.

6. What remedy would resolve your grievance?: To have Maintenance clean the ventilation system / Air ducts which is way overdue.

7. Inmate Signature: (b) (6) Privacy

OFFICIAL USE

8. Date received: 6/7/11 9. [Signature] Receiving Officer Signature

10. This grievance is returned and can only be accepted when your current grievance completes step two.

11. Date delayed: / / 12. [Signature] Screening Officer Signature

13. The grievance is rejected for the following reason(s): (Enter Code) _____

- A. State or Federal Court Decision
- B. Parole Commission Decision
- C. Appeals disciplinary action
- D. Action not yet taken
- E. Exceeds 1 year time limit
- F. Remedy for another inmate
- G. More than one incident
- H. ARP procedures not followed
- I. Violates Disciplinary C2
- J. Beyond control of DOC

If grievance is rejected, # 13, # 14, # 15, and # 16 are completed by the Screening Officer, a photocopy of grievance is forwarded to Superintendent for review, and the original grievance is returned to inmate.

14. Rejection Justification: _____

15. Date rejected: / / 16. [Signature] Screening Officer Signature

17. Date accepted: 6/7/11 18. [Signature] Screening Officer Signature

19. Grievance No.
3400-11-EE/76

**NORTH CAROLINA DEPARTMENT OF CORRECTION
DIVISION OF PRISONS
ADMINISTRATIVE REMEDY PROCEDURE**

Step One - Unit Response

20. Grievance No.: 3400-11-EC176

21. Inmate Name: (b) (6) Privacy

22. Inmate No.: (b) (6) Privacy

23. Grievance Response (Item #25 to be completed within 15 calendar days of date in item #17):

It appears your concern is to have Maintenance clean the ventilation system/air ducts for a cleaner environment. I C/O T. Cannon asked your Unit Manager Mr. Dunn if you have spoken to him concerning your concern on the ventilation system and he stated "no". An Indoor Air Quality Industrial Hygiene Survey was conducted on May 20, 2011 by Mr. John Hodge, Safety Consultant and Mw. Robyn Hansen, Safety Consultant. The heating ventilation and air conditioning systems of the housing units were checked. The preventive maintenance schedule was reviewed for air handling systems. The air handling systems were in good condition with an established preventive maintenance schedule, which included bi-weekly changing of air filters in the return air duct; checking the motors, belts and controls of the air handler equipment bi-weekly; and changing the filters in the handlers monthly. The preventive maintenance schedule was the same for air handling units serving other administrative and support areas of the institution. The mechanical rooms were clean and dry. No Moisture problems were observed. I hope this clarifies your concern, if not follow up with your Unit Manager, and discuss with him your concerns in order to initiate a work order.

24. Date: June 15, 2011

25. Ch. Cannon
Superintendent Signature

26. (A) Agree with grievance response

(B) Appeal to Step Two (24-hour limit)

27. Date: 6-15-11

28. (b) (6) Privacy
Inmate Signature

Step Two - Area/Complex/Institution Response

29. Step two response (Item #31 to be completed within 20 calendar days of date in item #27):

Step one response is appropriate, no further action is necessary.

30. Date: July 5, 2011

31. William P. Hall
Administrator Signature

32. (A) Agree with grievance response

(B) Appeal to Secretary, DOC (24-hour limit)

33. Date: 7-5-11

34. (b) (6) Privacy
Inmate Signature

(Reply to grievance)

NORTH CAROLINA DEPARTMENT OF CORRECTION
DIVISION OF PRISONS
ADMINISTRATIVE REMEDY PROCEDURE

1. Inmate Name: (b) (6) Privacy 2. Inmate OPUS No.: (b) (6) Privacy

3. Location: (3400) FIRE-C-10-4p 4. Date: 6-15-11

5. Grievance Statement: This is a reply on the grievance I signed to step 2, concerning the ventilation system. In the little time I had from the school break, I read staff's reported answer quickly, signed it and left to go back to school. Everything listed in staff's reply is probably very well true, and the two names mentioned, I assume are state inspectors that gave ~~approval~~ the okay approval. As mentioned of the air flow being adequate / sufficient does not change the fact that the ducts are dirty, dusty, and the bottom floor of ducts is consumed / covered with inches of lint, laced with dirt, dust, and other foreign / alien "germs" due to not being cleaned out - "Ever."

6. What remedy would resolve your grievance?:

7. Inmate Signature: (b) (6) Privacy

OFFICIAL USE

8. Date received: 6/16/11 9. [Signature] Receiving Officer Signature

10. This grievance is returned and can only be accepted when your current grievance completes step two.

11. Date delayed: / / 12. [Signature] Screening Officer Signature

13. The grievance is rejected for the following reason(s): (Enter Code)

- A. State or Federal Court Decision
- B. Parole Commission Decision
- C. Appeals disciplinary action
- D. Action not yet taken
- E. Exceeds 1 year time limit
- F. Remedy for another inmate
- G. More than one incident
- H. ARP procedures not followed
- I. Violates Disciplinary C2
- J. Beyond control of DOC

If grievance is rejected, # 13, # 14, # 15, and # 16 are completed by the Screening Officer, a photocopy of grievance is forwarded to Superintendent for review, and the original grievance is returned to inmate.

14. Rejection Justification:

15. Date rejected: / / 16. [Signature] Screening Officer Signature

17. Date accepted: 6/16/11 18. [Signature] Screening Officer Signature

19. Grievance No.
RESPONSE ST 1
3400-11-EC 176

NORTH CAROLINA DEPARTMENT OF CORRECTION

STATE OF NORTH CAROLINA
BEVERLY EAVES PERDUE
GOVERNOR

FINESSE G. COUCH
EXECUTIVE DIRECTOR

INMATE GRIEVANCE RESOLUTION BOARD
MSC 4207, Raleigh, NC 27699-4207

REV. REGINALD E. MIDGETTE, SR.
CHAIRMAN

MEMBERS
LUCIEN CAPONE, III, ESQ.
HAROLD L. POLLOCK, ESQ.
MATTHEW ROUSE, JR., D.H.L.
ROGER SMITH, JR., ESQ.

Administrative Remedy Procedure

Step Three

16. Inmate Name: (b) (6) Privacy 26. IGR Grievance No.: 400

17. Inmate # (b) (6) Privacy 28. Unit Grievance No.: 3001100170

18. Location: Eastern CI 3404 29. Date Received: 3/7/2011

41. GRIEVANCE EXAMINER: *Franklin and Minnie Oates*

Copy photo filed with grievance on June 6, 2011 at Eastern Correctional Institution. He reports that the unit ventilation system was not maintained properly.

Staff responses indicated that an investigation of the inmate's complaint was conducted. Staff concluded that the issue has not been brought up for or outside the scope of correctional policies and procedures.

This examiner has carefully reviewed the grievance and the response given by staff in the DC-410A response. From this review, I am convinced that staff has adequately addressed this inmate's previous concerns. I shall file this finding by the staff investigator.

On this record, the inmate's allegations are insufficiently supported. Thus, this grievance is dismissed for lack of supporting evidence.

42. Date: 6/17/2011

43. [Signature]
Inmate Grievance Examiner

DISTRIBUTION: Originals (DC-410, DC-410A & DC-410B) to location of final action.

cc: [] Unit Superintendent

This is a copy I took from (b) (6) Privacy that he turned in on state prison

DC-410 (Rev. 6/08)

NORTH CAROLINA DEPARTMENT OF CORRECTION
DIVISION OF PRISONS
ADMINISTRATIVE REMEDY PROCEDURE

Copy From:

1. Inmate Name: (b) (6) Privacy 2. Inmate OPUS No.: _____

3. Location: Eastern - F-44 - C 4. Date: 5-23-11

5. Grievance Statement: There are vents that have not been cleaned of paint such as in the circle where control booths are located in units. When vents are cleaned of paint they are painted over again which defeats the purpose. There are intake vents coming off the ventilations ducts that need cleaning or replaced due to obstructing airflow. Air ducts still need cleaning to rid of dust and other harmful products. There are exhaust fans in need of repair or replacement due to exhaust system not operating properly.

6. What remedy would resolve your grievance?: Clean HVAC system, clean all vents, and repair or replace exhaust system.

7. Inmate Signature: I, (b) (6) Privacy, copy of this copy from a Grievance statement (b) (6) Privacy turn in,

OFFICIAL USE ON 5-23-11

8. Date received: 1 / 1 9. _____
Receiving Officer Signature

10. This grievance is returned and can only be accepted when your current grievance completes step two.

11. Date delayed: 1 / 1 12. _____
Screening Officer Signature

13. The grievance is rejected for the following reason(s): (Enter Code) _____

- A. State or Federal Court Decision
- B. Parole Commission Decision
- C. Appeals disciplinary action
- D. Action not yet taken
- E. Exceeds 1 year time limit
- F. Remedy for another inmate
- G. More than one incident
- H. ARP procedures not followed
- I. Violates Disciplinary C2
- J. Beyond control of DOC

If grievance is rejected, # 13, # 14, # 15, and # 16 are completed by the Screening Officer, a photocopy of grievance is forwarded to Superintendent for review, and the original grievance is returned to inmate.

14. Rejection Justification: _____

15. Date rejected: 1 / 1 16. _____
Screening Officer Signature

17. Date accepted: 1 / 1 18. _____
Screening Officer Signature

19. Grievance No.

Item #13, 15, or 17 to be completed within 3 calendar days of item #8.
Distribution: White to point of final disposition; Blue for Unit record; Green to inmate.

Bayboro, NC 28515



JUN 8 9 2014

U.S. EPA Environmental Protection Agency
Office of Civil Rights
Ariel Rios Building
1200 Pennsylvania Ave. NW, Room 2540
Washington, DC 20460

GREENSBORO NC 274
PIEDMONT TRIAD AREA
23 JUN 2015 PM 3 L



20460

