

(b) (6) Privacy

Bayboro, 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 U.S. 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

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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are built, it's a strong possibility anything that can be use from these torn down places will be used, including out of date, ductwork.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 3½ 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

(b)(6) Privacy

Maury, NC 28554

Eastern Prison Location

(b)(6) Privacy

Maury, NC 28554

Sincerely,

(b) (6) Privacy

State of North Carolina
County of PAMLICO

Page 4 of 4

Complainant's Verification
of the foregoing Complaint

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.

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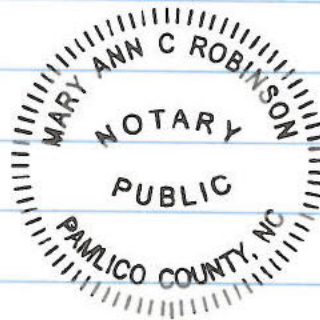
Complainant's signature

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. To begin to that, since the air vents have been opened in the morning, 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 substance. As it asking to much to maintain good maintenance. It's on having a clean environment, with clean and safe surroundings. Maintenance would also find out by cleaning the much overdue ducts will take a lot of the strain and kill off the chatters / Air conditioning. I would think this would be Mr. Hall's main concern since he claims health issues such as for the wearing 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.

(b)(6) Privacy

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.

JUN 29 2015

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

Step One - Unit Response20. Grievance No.: (b) (6) Privacy21. Inmate Name: (b) (6) Privacy22. 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, 201125. C/O T. Cannon
Superintendent Signature26. (A) ☐ Agree with grievance response(B) ☒ Appeal to Step Two (24-hour limit)27. Date: 6-15-1128. (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, 201131. William P. Hall
Administrator Signature32. (A) ☐ Agree with grievance response(B) ☒ Appeal to Secretary, DOC (24-hour limit)33. Date: 7-5-1134. (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) Fore-C-10-up

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 ~~me~~ 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.

Receiving Officer Signature

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

11. Date delayed:

/ /

12.

Screening Officer Signature

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

- A. State or Federal Court Decision
D. Action not yet taken
G. More than one incident
J. Beyond control of DOC

- B. Parole Commission Decision
E. Exceeds 1 year time limit
H. ARP procedures not followed

- C. Appeals disciplinary action
F. Remedy for another inmate
I. Violates Disciplinary C2

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.

Screening Officer Signature

17. Date accepted:

6/14/11

18.

Screening Officer Signature

19. Grievance No.

RESPONSE ST 1

(b)(6) Privacy

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

Administrative Remedy Procedure

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.

Step Three

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

SSA:

26. IGR Grievance No.: 492

17. Inmate # (b) (6) Privacy

35. Unit Grievance No. (b)(6) Privacy

18. Location: Eastern CI 3454

36. Date Received: 3/7/2011

41. GRIEVANCE EXAMINER: *Findings and Recommendations*

Unit #404 filed this 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 treated unfair or outside the scope of correctional policies and procedures.

The examiner has carefully reviewed the grievance and the response given by staff in the DC-410A responses. From this review, I am convinced that staff has adequately addressed this inmate's previous concerns. I accept the facts found 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: 6/7/11

43. [Signature]
Inmate Grievance Examiner

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

cc: [] Unit Superintendent

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.: (b)(6) Privacy

3. Location: Eastern - F0A4-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 coat-hat 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 ventilation 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, [REDACTED] from a Guidance statement [REDACTED] turn in,

OFFICIAL USE ON 5-23-11

8. Date received: _____ / _____ / _____

9. _____
Receiving Officer Signature

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

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

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

- | | | |
|------------------------------------|--------------------------------|--------------------------------|
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15. Date rejected: _____ / _____ / _____

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Screening Officer Signature

17. Date accepted: _____ / _____ / _____

18. _____
Screening Officer Signature

19. Grievance No.

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Bayboro, NC 28515

(b) (6) Privacy



JUN 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

