

AMENDED COMPLAINT

FORM TO BE USED BY PRISONERS IN FILING A COMPLAINT UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF ARKANSAS
DIVISION

CASE NO. 4:18-cv-00541-JM-JTR

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
MAR 07 2019
JAMES W. McINTOSH, CLERK
DEP. CLERK

Jury Trial: Yes No
(Check One)

I. Parties

In item A below, place your full name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.

- A. Name of plaintiff: DERRICK LAMONT ALLEN
ADC # _____
Address: 712 N. Beech NLR, AR 72114
- Name of plaintiff: _____
ADC # _____
Address: _____
- Name of plaintiff: _____
ADC # _____
Address: _____

In item B below, place the full name of the defendant in the first blank, his official position in the second blank, his place of employment in the third blank, and his address in the fourth blank.

- B. Name of defendant: Doc Holladay
Position: Sheriff
Place of employment: Pulaski County Jail
Address: 3201 W. Roosevelt Rd LR, AR 72114
- Name of defendant: Major. Briggs
Position: Sheriff

Place of employment: Pulaski County Jail
3201 W. ROOSEVELT

Address: LR, AR 72204

Name of defendant: Sgt. BRAWLEY

Position: Sheriff

Place of employment: Pulaski County Jail
3201 W. ROOSEVELT

Address: LR, AR 72204

Name of defendant: Deputy RYAN CRANCER

Position: Sheriff

Place of employment: Pulaski County Jail
3201 W. ROOSEVELT

Address: LR, AR 72204

II. Are you suing the defendants in:

- official capacity only
- personal capacity only
- both official and personal capacity

III. Previous lawsuits

A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action?

Yes ___ No

B. If your answer to A is yes, describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

Parties to the previous lawsuit:

Plaintiffs: _____

Defendants: _____

Court (if federal court, name the district; if state court, name the county):

Docket Number: _____

Name of judge to whom case was assigned: _____

Disposition: (for example: Was the case dismissed? Was it appealed? Is it still pending?) _____

Approximate date of filing lawsuit: _____

Approximate date of disposition: _____

IV. Place of present confinement: PULASKI COUNTY JAIL

V. At the time of the alleged incident(s), were you:
(check appropriate blank)

in jail and still awaiting trial on pending criminal charges

serving a sentence as a result of a judgment of conviction

in jail for other reasons (e.g., alleged probation violation, etc.)
explain: _____

VI. The Prison Litigation Reform Act (PLRA), 42 U.S.C. § 1997e, requires complete exhaustion of administrative remedies of all claims asserted, prior to the filing of a lawsuit. There is a prisoner grievance procedure in the Arkansas Department of Correction, and in several county jails. Failure to complete the exhaustion process provided as to each of the claims asserted in this complaint may result in the dismissal without prejudice of all the claims raised in this complaint.

A. Did you file a grievance or grievances presenting the facts set forth in this complaint?

Yes No

B. Did you completely exhaust the grievance(s) by appealing to all levels within the grievance procedure?

YES

Yes No

If not, why? _____

VII. Statement of claim

State here (as briefly as possible) the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

My civil rights were constantly violated while I was an inmate at the Pulaski County Jail. Due to the shortage of staff, deputies were forced to open a link door which allows one officer to watch to unit at the same time.

Each unit houses up to 80 inmates, when the link door is open this leaves one deputy to unlawfully watch at least 150 people.

This forced the inmates to only be able to come out 1-hour per-day. This limited them to have access to the phone, & be able to talk to their lawyer, bondsman, & family. Many times we couldn't even shower or get our full portion of food. This cause a safety issue for staff & inmates. Many times inmates had no choice but to plead guilty.

VIII. Relief

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

I Ask for a monetary ~~relief~~ relief for
my pain & suffering & the damages caused
by the Pulaski County Sheriffs.

I declare under penalty of perjury (18 U.S.C. § 1621) that the foregoing is true and correct.

Executed on this 23 day of FEBRUARY, 2019.

JERRICK ALLEN

Signature(s) of plaintiff(s)