

AFFIDAVIT OF TERRANCE LAVELL KIRKSEY

Hello, my name is Terrance Lavell Kirksey and I am an inmate at Green Bay Correctional Institution and have been since about or on the date of May 14, 2020. May 14, 2020 Captain Cushing issued a facemask memo pertaining to the wearing of facemask through out the institution. May 19, 2020 Captain van Lannen issued a facemask memo pertaining to the wearing of facemask throughout the Restricted Housing unit "RHU". August 11, 2020 Deputy Warden Michelle Haese issued a facemask memo pertaining to the wearing of facemask throughout the institution stating "Face Coverings must cover nose and mouth area". There is not one officer here whom practice this 100% as mandated by policy and per July 13, 2020 all Doc Staff are required to wear face masks at all times while indoors in state facilities. on the date of May 29, 2020 when I arrived at G.B.C.I from Dodge Correctional Institution I was tested for COVID-19, however other inmates whom were also transferred were not. on the date June 13 or June 14, 2020 officer

Ault failed to wear his facemask in general or not properly. This issue was not classified as "Health" issue by the 'ICRS' when I filed a complaint. A unit manager for the South Cell Hall informed she would handle the issue, which was a fallacy. June 18, 2020 Ault failed to wear his facemask again or failed to wear it properly. The word 'properly' in this issue means his nose and mouth was not covered or one or the other was not. Please refer to Complaint Number GBCI - 2020 - 11890. The complaint was declared dismissed due to a 'parallel' investigation not being necessary, therefore a "outside", "external" entity clearly is allowing the "internal" supervisors etc to do what they want clearly so why are they 'employees' of the 'ICRS'. The Appeal was also dismissed for no other reason than the fact that it was not a state mandate at the time. Regardless it was a policy or custom at G.B.C.I. and E. Davidson, J. Perdue, and C. O' Donnell is justifying staff not wearing their mask for lack of a state mandate but ignores all customs, practices, and policies and recommendations by the CDC. In every other words these employees are stating these officers did nothing wrong because they were not mandated to wear facemask per state mandate until

after the complaint was made. On July 21, 2020 officer Kammeron failed to wear his face mask properly and I sent a request to Tallier about this, but she never responded. I submitted an Inmate complaint but was not accepted or rejected. August 16, 2020 at lunch time in the South cell Hall F-Tier a male unknown officer opened each trap for each cell with the same gloves without changing them and there were inmates on the tier with Covid-19 and dispensed cookies to inmates out of the same gloves he opened the traps with. These traps were not sanitized any recent time prior. Please refer to Inmate Complaint Number GBCI-2020-14805 which was affirmed, however in the Summary of Facts area J. Peritt states: "unfortunately the ICE can offer no remedy to this situation as the meal delivery has been completed. As CPS Tallier has followed with staff no further action is necessary". If the damages are done what is the "ICRS" or Administrative Remedy when there is no remedy. August 2, 2020 officer Wiese failed to wear his face-mask properly, August 11, 2020 @ approximately 10:19 pm officers walked F-Tier without their facemasks, August 11, 2020 @ approximately 10:37 pm a skinny male officer walked F-Tier without properly wearing his mask. August 17, 2020 I was placed on observation for having a mental breakdown due

to on the date of August 12, 2020 I submitted a medical form about COVID-19 symptoms and was placed on "quarantine" August


on August 18, 2020 I was placed on a "HOU" hold in the restricted Housing unit, however was not seen by medical until September 3, 2020, however on the date of August 25, 2020 nurse, Registered Nurse Staevens arrived at my cell 416 and informed me that my last COVID-19 test had a result of non or inconclusive, however I had a test result physically stating that the test result was negative which were contrary to one another. At this time I had warned "HOU" and "Security" personnel of my symptoms, but they disregarded and on this date of August 25, 2020 I took another COVID-19 test by swab by "RN" Staevens. On August 26, 2020 a male medical staff member came to my cell 416 and brought me test results that stated I was positive for COVID-19. September 3, 2020 through September 6, 2020 I was seen by "HOU" staff in the "RHU." I informed "RN" Staevens I still had breathing issues, shortness of breath. August 2020 I was placed in the treatment center cell with a inmate who was not positive for COVID-19. on the date of August 2020 I still had COVID-19 symptoms, however when the National Guard did COVID-19 testing, medical staff at GBCI attempted to deny

me a covid-19 test, but the National Guard members did not allow. Furthermore, I have not received any test results for that test in which I have been requesting since leaving the treatment center. August 18, ~~2020~~ 2020 I never took a covid-19 test, however the record and Health Service Manager "Utter" states I did which was the 'inconclusive' results. Refer to Inmate Complaint Number GBCI-2020-15632. This was also dismissed. August, 2020 I was placed in the cell with an inmate who had just tested positive for covid-19 the same day or a day prior to me being placed in the cell. I informed several officers and supervisors that my cellmate had covid-19 and I did not, but they did not care, disregarded it, and showed no concern nor attempted to do anything period. To be exact I seen registered nurses Ashley and Brauer on the date of September 25, 2020 @ approximately 9:00AM while I was in cell E-66 and was advised I would be placed on the "daily" list, however I was not placed on that list even though I still had covid-19 symptoms. September 26, 2020 @ approximately 9:10AM my cell was popped; cell E-66, however when I went to see the "RN" I was denied and advised I was not on the list, "RN" Staevens was there as medical staff on duty that day. September 29, 2020 officer Stacie was not wearing her facemask while I was in cell E-66 @ approximately

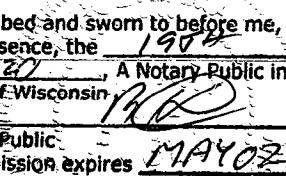
3:55pm. To conclude the matters while in the "RHU." on the date of September 5, 2020 @ approximately 3:40pm cell 237 was unresponsive when officers passed out dinner trays laying on the floor and was taken out the cell @ approximately 3:55pm and this inmate was brought back @ approximately 4:15pm to his cell. September 5, 2020 @ approximately 7:10 pm officer Ault brought out the phones on the 200 wing and was not wearing any gloves @ authorized by custom or policy. August 6, 2020 @ approximately 2:10pm officer Ault brought the phone to Simpson; Inmate cell 235 without gloves or spray and only gave him the alternative to use the phone or not when he was concerned about if the phone was sanitized or not in which no one seen him sanitize the phone. At approximately 3:35pm officer Ault failed to wear his facemask over his nose and when inmates asked why didn't he have his face fully covered and he stated because it was hard to communicate, then stated to cell 235 that his neighbors had COVID-19 and that he would eventually get it and that his nose being covered was not important. At approximately 4:05pm Ault did not have his nose covered, but I think he wore a hat to conceal it. Officers since 8:30pm did not conduct rounds until 10:05pm though inmates had COVID-19 and compromised health conditions. On September 8, 2020 @ approximately 6:30pm officers

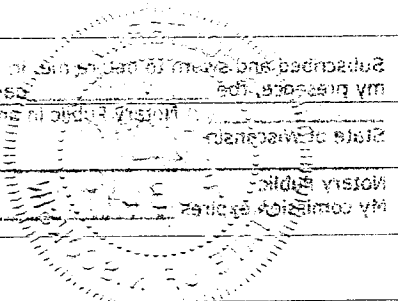
Detect and newtermen were not wearing their face mask in the '200' hallway and refused to do so and to inmates to write an ICE when they passed them out. At approximately 10:30 AM September 9, 2020 officer Camacho was not wearing his facemask properly when passing out medication. At approximately 11:28 AM officer Camacho did not have his facemask on properly and Kyle Wiegand #684737 informed him he should have it on properly to protect us from COVID-19, he agreed, but stated it kept falling and he was not responsible and he knew it was policy, but he continued to pass out trays, touch trays and spoons with dis regard.

I swear under penalty of perjury that the foregoing above statements above are true and accurate

Signed: 

Dated on September 19, 2020

Subscribed and sworn to before me, in my presence, the 19th day of OCTOBER 2020, A Notary Public in and for the State of Wisconsin 
 Notary Public
 My commission expires MAY 02, 2023



MY COMMISSION EXPIRES
NOVEMBER 15, 1911
STATE OF WISCONSIN
FIRST PUBLISHED IN 1848 FOR THE
MY BUREAU FOR
SUBSCRIBED AND SWORN TO before me this