

December 29, 2005

Alphonso Brooks
P.O. Box 6200
Florence, AZ 85232

Leitoni Tupou
Department of Corrections
4500 Diplomacy Dr. Ste. 109
Anchorage, AK 99508



Re: Institutional Appeal

Mr. Tupou:

I sent a copy of my appeal directly to your office due to the fact that the administration of CCA seem to be stalling the appeal process.

On 10/14/05, Ofc. Aleman claim to have found 6 to 7 grams of methamphetamines that fell from my left hand while anoter officer cuffed me and 2 other officers watched. I was charged with a C-7, possession of contraband. I went to my disciplinary hearing on 10/26/05, and was found not guilty of the charges due to the fact that the disciplinary chairman had a problem with the officers involved creditability.

I filed a grievance on the issue. I requested that a complete investigation be done, I asked that the officers involved be dealt with accordingly, and several other issues. The administration claims to have done an investigation and identified Ofc. Aleman as the only officer involved in this incident. I can not accept this response due the the fact that I can not picture this officer walking around with these drugs waiting for a chance to frame me with them. When I requested that the bag and drugs be tested, I was told that the local police department had destroyed the evidence. I wrote to the local police and never got a response. I also wrote other city officials but never got a response. Enclosed is a copy of letters and certified mail cards where I tried to get other law officials to look into the matter.

The chief of security sent me an answer to my grievance, however; his answer did not complete any of my request that I had on the original grievance. To me it looks like a cover-up. When we was first sent to this place, Stanzel made a so called TV ad speaking out against drugs. He claimed that he would seek to prosecute as far as George Bush and the department of corrections would allow. This statement should apply to staff as well as inmates. If it was found that I did not possess these drugs yet a staff member was found to have benn involved, then why is it that this person was not prosecuted and relieved of his duties as a correctional officer.

Enclosed is a copy of all the paper work that I've gathered concering my complaint. I ask that you review this material and ask that something be done as soon as possible. I also ask that I be given an answer to my appeal.

Alphonso Brooks



Frank H. Murkowski, Governor

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DEPARTMENT OF CORRECTIONS
Division of Institutions

January 17, 2006

Alphonso Brooks
Florence Correctional Center
P.O. Box 6200
Florence, AZ 85232

Dear Mr. Brooks:

I am responding to your letter to Leitoni Tupou regarding the incident that occurred in October, 2005. It is not appropriate for you to send your appeal directly. As you know, there are procedures and time frames to be followed regarding appeals and grievances and you circumventing these policies is not appropriate. We will wait to address the issues raised in the appeal, when it is received in the correct manner.

I can sense the frustration you are experiencing in your letter. However, you must understand that personnel issues should be confidential and you may not be aware, nor are you entitled to know, any actions taken against the staff members involved in this incident. This office will not enter into any discussion regarding personnel.

My suggestion to you is that you proceed with your appeal through the correct channels. I will keep your documentation in the office for review by Mr. Tupou in answering your appeal.

Sincerely,

A handwritten signature in cursive script that reads "Donna E. White".

Donna White
Special Assistant
Director of Institutions

cc: Warden, DOI

**FLORENCE CORRECTIONAL CENTER
MEMORANDUM**

TO: Carl Richey I.S.O.
FROM: Marcos A. Lopez Assistant Chief of Security *ML*
RE: Grievance # 05-0805
DATE: January 23, 2006

The issues mentioned in his grievance were resolved, I was informed that the K-9 alerted on the rectal area of inmate Brooks. I informed SCO Guilin to place him on dry cell status, I was later notified that there were other inmates who were alerted by K-9 in the same area. I then called the Shift Supervisor and advised him not to place inmate Brooks or the other inmates on dry cell. Inmate Brooks was never placed on dry cell and I recommend that he does not receive the relief he requested.