

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

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
Western DIVISION

APR 25 2008
CHRIS R. JOHNSON, CLERK
DEPUTY CLERK

BY

Broderick Lloyd Laswell
(Enter above the full name of the plaintiff in this action.)

Prisoner ID No. 0086144

V. CASE NO. 08-5094

Sheriff: Keith Ferguson Et. ALL
Jail Commander: Hunter Petray

(Enter above the full name of the defendant, or defendants, in this action.)

I. Previous Lawsuits

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

Yes _____ No X

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

1. Parties to this lawsuit

Plaintiffs: N/A

Defendants: N/A

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

N/A

- 3. Docket number: N/A
- 4. Name of judge to whom case was assigned: N/A
- 5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) N/A
- 6. Approximate date of filing lawsuit: N/A
- 7. Approximate date of disposition: N/A

II. Place of Present Confinement: Benton County Jail -
1300 S.W. 14th St. Bentonville, Ar 72712

III. There is a written prisoner grievance procedure in the Arkansas Department of Correction and in your county jail. Failure to complete the grievance procedure may affect your case in federal court.

A. Did you present the facts relating to your complaint in the state or county written prisoner grievance procedure?

Yes X No _____

B. If your answer is YES, Attach copies of the most recent written grievance(s)/response(s) relating to your claims showing completion of the grievance procedure. FAILURE TO ATTACH THE REQUIRED COPIES MAY RESULT IN THE DISMISSAL OF YOUR COMPLAINT.

C. If your answer is NO, explain why not: N/A

IV. Parties

(In item A below, place your name in the first blank and place your present address in the second blank.)

A. Name of plaintiff: Broderick Lloyd Laswell
 Address: Inmate at Benton County Jail - Bentonville, Ar
1300 S.W. 14th Street, Bentonville, Ar. 72712

(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. Defendant: Keith Ferguson E.T. All
Position: Sheriff
Place of Employment: Benton County Jail
Address: 1300 S.W. 14th Street, Bentonville, Ar. 72712

Defendant: Hunter Petray Et. All
Position: Jail commander
Place of Employment: Benton County Jail
Address: 1300 S.W. 14th Street, Bentonville, Ar. 72712

Defendant: _____
Position: _____
Place of Employment: _____
Address: _____

Defendant: _____
Position: _____
Place of Employment: _____
Address: _____

Defendant: _____
Position: _____
Place of Employment: _____
Address: _____

V. 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.)

I have been held in the Benton County Jail for 8 months now. I have went from weighing 413 to 308. I have talked to several different "Ranked Officers" about the Lack of nutrition. They say that we are provided 2300 calories a day. The Captain is quoted in the Newspaper on 3-15-08 saying that we are provided with about 3000 calories a day. When we put in a request to the Captain he replies we provide you

VI. Relief

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

I would like the Court to have the health department to check into this situation. Also increase the amount of food and offer a hot meal.

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

Executed this 14th day of April, 2008.

Broderrick Lloyd Laswell
Printed Name of Plaintiff

Broderrick Lloyd Laswell
Signature of Plaintiff

Statement of claim

Broderick L. Laswell

vs.

Sheriff Keith Ferguson
Captain - Hunter Petray

"You being inmates" Enough calories a day. The Captain has said that our menus are approved by a certified dietitian. If we are given enough calories a day we should maintain our body weight. On several occasions I have started to do some exercising and my vision went blurry and I felt like I was going to pass out. About an hour after each meal my stomach starts to hurt and growl, I feel hungry again. If we are in a small pod all day and do next to nothing for physical exercise we should not lose weight. On average I have lost about a half pound a day. This is not healthy at all. The only reason we lose weight in here is because we are literally are being starved to death. Also the portions change on each tray. There are noticeable differences on the size of biscuits and cakes, as well as the sides. Some meals we are given 2 sandwiches, a very small amount of chips, a small side of lettuce with a drizzle of dressing over the top, and 2 small cookies. Then we don't eat again until 6:00 am. the next day. We are being starved to death in here. If an inmate is staying here over a long period of time his or her health decreases and they turn into skin and bones. This is cruel and unusual punishment. This jail was built with a state of the Art kitchen which was priced at a little over 1 million dollars. The tax payers paid for this and it is not being used.



1300 Southwest 14th Street
Bentonville, AR 72712

Office of the Sheriff

BENTON COUNTY SHERIFF'S OFFICE DETENTION FACILITY

DATE: 4-9-08

CIRCLE ONE: GRIEVANCE REQUEST MEDICAL

NATURE: Calories / not enough

INMATE NAME: Broderick Laswell DOB 07-11-88 CELL BLOCK D-130

WRITTEN EXPLANATION: I have been in here for 8+ months, I have lost 90 lbs. I feel weak all the time and do not have energy. I have read several articles and turned in grievances forms and Captain Pedray's answer differs every time 1500 calories per day 2300 calories per day, 3000 calories per day. Which is it? If we eat and do nothing physical all day we should gain not loose weight! This is not healthy.

RECEIVED BY: Morrison DATE 4-9-08 TIME 2030 *I need a copy for my records*

RESPONSE: The trays meet the required amount.

DATE: 4/10/08 TIME: 0901 BY: Captain Pedray



1306 Southwest 14th Street
Bentonville, AR 72712

Office of the Sheriff

BENTON COUNTY SHERIFF'S OFFICE DETENTION FACILITY

DATE: 4-3-08

CIRCLE ONE: GRIEVANCE REQUEST MEDICAL

NATURE: Grievance

INMATE NAME: Broderick Laswell DOB 07-11-68 CELL BLOCK D-130-208

WRITTEN EXPLANATION: I have put in several grievance forms and I have not received any back. Can I please get a copy of all Grievances in my file?

Thank you

[Signature]

RECEIVED BY: [Signature]

DATE 4-3-08 TIME 1744

RESPONSE:

We do not make copies for inmates. What are your issues or complaints?

DATE: 4/7/08

TIME: 1559

BY: Captain Kelly



1300 South west 14th Street
Bentonville, A.R. 72712

Office of the Sheriff

BENTON COUNTY SHERIFF'S OFFICE DETENTION FACILITY

DATE: 4-9-08

CIRCLE ONE: GRIEVANCE REQUEST MEDICAL

NATURE: Captain Petray

INMATE NAME: Broderick Caswell DOB 07-11-88 CELL BLOCK D-130

WRITTEN EXPLANATION: I never received any answers on my Grievances. I turned in for the past 2 months. If I were to file a lawsuit against this place how can I include the Grievance form if I never received one back. This is a violation of Federal law! I will have my lawyer (Doug Moorwood) file a complaint about this problem. Also why do we never find out what happened →

RECEIVED BY: [Signature] DATE 4-9-08 TIME 0630

RESPONSE: I have asked you what is your grievance?

DATE: 4/9/08 TIME: 1612 BY: Captain Petray



1300 Southwest 14th Street
Bentonville, AR 72712

Office of the Sheriff

BENTON COUNTY SHERIFF'S OFFICE DETENTION FACILITY

DATE: 4-11-08

CIRCLE ONE: GRIEVANCE REQUEST MEDICAL

NATURE: Grievance forms

INMATE NAME: Braderrick Laswell DOB 07-11-88 CELL BLOCK D-130

WRITTEN EXPLANATION: I was wondering how I might go about getting ~~the~~ copies of old grievance forms that I never received an answer for?

Thank you
Mark Dora

RECEIVED BY: Green DATE 4-11-08 TIME 0935

RESPONSE: _____

We Do NOT make copies for inmates, you have received your original forms back

DATE: 4/12/08 TIME: 8450 BY: [Signature]



1306 Southwest 14th Street
Bentonville, AR 72712

Office of the Sheriff

BENTON COUNTY SHERIFF'S OFFICE DETENTION FACILITY

DATE: 4-11-08

CIRCLE ONE: GRIEVANCE REQUEST MEDICAL

NATURE: Grievance forms

INMATE NAME: Broderick Laswell DOB 07-11-58 CELL BLOCK D-30

WRITTEN EXPLANATION: I filled out several grievance forms in the past month. I have not received any answers back. I need to get a copy of my recent grievance forms so that I can include them in my USC-42-1983 form (Federal Lawsuit)

Broderick Laswell

RECEIVED BY: Ficeman DATE 4-11-08 TIME 1655

RESPONSE: _____

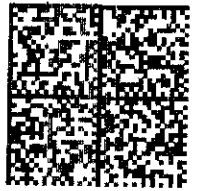
I have already answered grievance forms from you. What is your specific complaint?

DATE: 4/14/08 TIME: 1348 BY: Captain Pety

1300 SW. 14th St.
Lawrence, Ar.
72712

✓
James R. Maestri
Magistrate
72712

Honorable James R. Maestri
United States Magistrate Judge
P.O. Box 1525
Lawrence, Ar. 72702



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