

I watched the story on Channel 4 about the prison computer errors

I am a victim of these errors!!!

While at Humbolt Camp, I was called to my caseworker's office, then attacked by officers saying I was an escapee. My left arm was pushed out of socket, torn rotator cuff and scapula during this incident. I did not resist or recieve disciplinary action.....

I have never escaped prison!!!

Upon being recieved to the department of corrections, my stat time and work time has never been entered correctly.

Due to these errors my custody level was raised and I lost work time. My parole date moved to december, which delayed my parole by three months.

I work as a crane operator and my employer held my position for 6 months.

As a direct **result** from the **computer error**, **MY SHOULDER IS BROKEN AND I NO LONGER HAVE A JOB.**

Log Number 20062934886

NEVADA DEPARTMENT OF CORRECTIONS
INFORMAL GRIEVANCE

NAME: LAWRENCE WILGUS I.D. NUMBER: 70655

INSTITUTION: NNCC UNIT: 1A7L

GRIEVANT'S STATEMENT: I AM grieving the fact that from 9-1-11 to 9-30-11 I received no work time I was working as a porter in L.C.C. and I am owed 10 days (credits) Please see Credit History By Sentence and dates in question

SWORN DECLARATION UNDER PENALTY OF PERJURY

INMATE SIGNATURE: [Signature] DATE: 11/15/11 TIME: 10 00 AM

GRIEVANCE COORDINATOR SIGNATURE: [Signature] DATE: 11/16/11 TIME: 11

GRIEVANCE RESPONSE:

See attached

CASEWORKER SIGNATURE: [Signature] DATE: 1/9/12

☒ GRIEVANCE UPHELD ☐ GRIEVANCE DENIED ☐ ISSUE NOT GRIEVABLE PER AR 740

GRIEVANCE COORDINATOR APPROVAL: [Signature] DATE: 1-20-12

Returned by CCS J. Buchanan 1/30/12

☒ INMATE AGREES ☐ INMATE DISAGREES

INMATE SIGNATURE: [Signature] NNCC - AWP 1-30-12

FAILURE TO SIGN CONSTITUTES ABANDONMENT OF THE CLAIM. A FIRST LEVEL GRIEVANCE MAY BE PURSUED IN THE EVENT THE INMATE DISAGREES.

Original: To inmate when complete, or attached to formal grievance
Canary: To Grievance Coordinator
Pink: Inmate's receipt when formal grievance filed
Gold: Inmate's initial receipt

RECEIVED
RECEIVED

JAN 06 2012

STATE OF NEVADA
DEPARTMENT OF CORRECTIONS

MEMORANDUM

TO: Lawrence Wilgus #70655
NNCC

DATE: 11/8/2011

FROM: Ronda Larsen, POI
Family Services
Office of the Director

SUBJECT: Credit History Report

Enclosed is your Credit History.

Credits are posted 4-5 weeks from submission.

I am not the time keeper, so if you feel this is incorrect, proper procedure is for you to attempt to resolve the issues that you have raised through the Caseworker at the institution where you are housed.

If you wish to appeal this decision, you have the options to use the grievance process following the instructions of Administrative Regulation 740. The grievance process is specifically crafted to provide you with a response at the lowest level at which the issue can be resolved. Further, the grievance process is established for the exhaustion of administrative remedies as a predicate to litigation. The reason you have not received an answer to your complaint is that you have not pursued the correct process. Also per AR740, you have five days from the date you received your response to appeal to the next level.

It is required that an inmate attempt to resolve problems and/or concerns in an informal manner prior to filing a grievance. A grievance should only be filed after informal attempts to resolve the problem and/or concern is not successful. When filing a grievance all documentation to support your claim must be submitted at that time. All grievances submitted must include a remedy.



State of Nevada
Department of Correction
Credit History By Sentence
MAXIMUM TERM

WILGUS,LAWRENCE EVERETT 70655

Sentence: 1 Counts: 1

Current Earned Expiration Date: 02/27/2015

CASE	SENTENCE DT	RETRO DATE	MAX TERM	DAYS OWED	PED	PEXD	STATUS
36291	06/07/2011	06/06/2011	OY 48M 0D	1461	12/26/2011	06/26/2013	Active

FROM DATE	TO DATE	ADJUST CODE	ADJUST DAYS	COMMENTS	DAYS REMAINING	STATUS
06/06/2011	06/30/2011	FLAT	25		1436	A
06/06/2011	06/30/2011	STAT	7		1429	A
06/07/2011	06/30/2011	WORK	0	Projected Credits Not Earned on 07/11/2011 01:00:44	1429	A
07/01/2011	07/31/2011	FLAT	31		1398	A
07/01/2011	07/31/2011	STAT	20		1378	A
07/01/2011	07/31/2011	WORK	6	08/02/2011 Offender Specific - 6 HCC work credits	1372	A
08/01/2011	08/31/2011	FLAT	31		1341	A
08/01/2011	08/31/2011	STAT	20		1321	A
08/01/2011	08/31/2011	WORK	8	09/07/2011 Porter - 8	1313	A
09/01/2011	09/30/2011	FLAT	30		1283	A
09/01/2011	09/30/2011	STAT	20		1263	A
09/01/2011	09/30/2011	WORK	0	Projected Credits not Earned on 10/11/2011 01:00:28	1263	A
10/01/2011	10/31/2011	FLAT	31		1232	A
10/01/2011	10/31/2011	STAT	20		1212	A
10/01/2011	10/31/2011	WORK	5	11/04/2011 Offender Specific - 5 Education student	1207	A
11/01/2011	11/30/2011	FLAT	30		1177	A
11/01/2011	11/30/2011	STAT	20		1157	A
11/01/2011	11/30/2011	WORK	10		1147	A
12/01/2011	12/31/2011	FLAT	31		1116	A
12/01/2011	12/31/2011	STAT	20		1096	A
12/01/2011	12/31/2011	WORK	10		1086	A

The PEXD is the 'Projected Expiration Date', as such it is a projected date, and should only be considered an approximation of the actual release date. When NDOC staff have determined the actual release date, the offender's release caseworker will be informed.

Entries in Blue are future credits that have not been earned yet

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.15

Run Date: NOV-08-11 01:59 PM

Page 1 of 4



State of Nevada
Department of Correction
Credit History By Sentence

MAXIMUM TERM

WILGUS,LAWRENCE EVERETT 70655

Sentence: 1 Counts: 1

Current Earned Expiration Date: 02/27/2015

CASE	SENTENCE DT	RETRO DATE	MAX TERM	DAYS OWED	PED	PEXD	STATUS
36291	06/07/2011	06/06/2011	0Y 48M 0D	1461	12/26/2011	06/26/2013	Active

FROM DATE	TO DATE	ADJUST CODE	ADJUST DAYS	COMMENTS	DAYS REMAINING	STATUS
01/01/2012	01/31/2012	FLAT	31		1055	A
01/01/2012	01/31/2012	STAT	20		1035	A
01/01/2012	01/31/2012	WORK	10		1025	A
02/01/2012	02/29/2012	FLAT	29		996	A
02/01/2012	02/29/2012	STAT	20		976	A
02/01/2012	02/29/2012	WORK	10		966	A
03/01/2012	03/31/2012	FLAT	31		935	A
03/01/2012	03/31/2012	STAT	20		915	A
03/01/2012	03/31/2012	WORK	10		905	A
04/01/2012	04/30/2012	FLAT	30		875	A
04/01/2012	04/30/2012	STAT	20		855	A
04/01/2012	04/30/2012	WORK	10		845	A
05/01/2012	05/31/2012	FLAT	31		814	A
05/01/2012	05/31/2012	STAT	20		794	A
05/01/2012	05/31/2012	WORK	10		784	A
06/01/2012	06/30/2012	FLAT	30		754	A
06/01/2012	06/30/2012	STAT	20		734	A
06/01/2012	06/30/2012	WORK	10		724	A
07/01/2012	07/31/2012	FLAT	31		693	A
07/01/2012	07/31/2012	STAT	20		673	A
07/01/2012	07/31/2012	WORK	10		663	A
08/01/2012	08/31/2012	FLAT	31		632	A

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State of Nevada
Department of Correction
Credit History By Sentence
MAXIMUM TERM

WILGUS,LAWRENCE EVERETT 70655

Sentence: 1 Counts: 1

Current Earned Expiration Date: 02/27/2015

CASE	SENTENCE DT	RETRO DATE	MAX TERM	DAYS OWED	PED	PEXD	STATUS
36291	06/07/2011	06/06/2011	0Y 48M 0D	1461	12/26/2011	06/26/2013	Active

FROM DATE	TO DATE	ADJUST CODE	ADJUST DAYS	COMMENTS	DAYS REMAINING	STATUS
08/01/2012	08/31/2012	STAT	20		612	A
08/01/2012	08/31/2012	WORK	10		602	A
09/01/2012	09/30/2012	FLAT	30		572	A
09/01/2012	09/30/2012	STAT	20		552	A
09/01/2012	09/30/2012	WORK	10		542	A
10/01/2012	10/31/2012	FLAT	31		511	A
10/01/2012	10/31/2012	STAT	20		491	A
10/01/2012	10/31/2012	WORK	10		481	A
11/01/2012	11/30/2012	FLAT	30		451	A
11/01/2012	11/30/2012	STAT	20		431	A
11/01/2012	11/30/2012	WORK	10		421	A
12/01/2012	12/31/2012	FLAT	31		390	A
12/01/2012	12/31/2012	STAT	20		370	A
12/01/2012	12/31/2012	WORK	10		360	A
01/01/2013	01/31/2013	FLAT	31		329	A
01/01/2013	01/31/2013	STAT	20		309	A
01/01/2013	01/31/2013	WORK	10		299	A
02/01/2013	02/28/2013	FLAT	28		271	A
02/01/2013	02/28/2013	STAT	20		251	A
02/01/2013	02/28/2013	WORK	10		241	A
03/01/2013	03/31/2013	FLAT	31		210	A
03/01/2013	03/31/2013	STAT	20		190	A

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Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.15

Run Date: NOV-08-11 01:59 PM



State of Nevada
Department of Correction
Credit History By Sentence
MAXIMUM TERM

WILGUS,LAWRENCE EVERETT 70655

Sentence: 1 Counts: 1

Current Earned Expiration Date: 02/27/2015

CASE	SENTENCE DT	RETRO DATE	MAX TERM	DAYS OWED	PED	PEXD	STATUS
36291	06/07/2011	06/06/2011	0Y 48M 0D	1461	12/26/2011	06/26/2013	Active

FROM DATE	TO DATE	ADJUST CODE	ADJUST DAYS	COMMENTS	DAYS REMAINING	STATUS
03/01/2013	03/31/2013	WORK	10		180	A
04/01/2013	04/30/2013	FLAT	30		150	A
04/01/2013	04/30/2013	STAT	20		130	A
04/01/2013	04/30/2013	WORK	10		120	A
05/01/2013	05/31/2013	FLAT	31		89	A
05/01/2013	05/31/2013	STAT	20		69	A
05/01/2013	05/31/2013	WORK	10		59	A
06/01/2013	06/26/2013	FLAT	26		33	A
06/01/2013	06/26/2013	STAT	17		16	A
06/01/2013	06/26/2013	WORK	16		0	D

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Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.15

Run Date: NOV-08-11 01:59 PM

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State of Nevada
Department of Corrections

INMATE GRIEVANCE REPORT

ISSUE ID# 20062934886

ISSUE DATE: 12/14/2011

INMATE NAME		NDOC ID	TRANSACTION TYPE	ASSIGNED TO	
WILGUS, LAWRENCE EVERETT		70655	RTRN_INF	KBELANGER	
LEVEL	TRANSACTION DATE	DAYS LEFT	FINDING	USER ID	STATUS
IF	01/12/2012	5	Upheld	IGARCIA	INACTIVE
INMATE COMPLAINT					
OFFICIAL RESPONSE					
Your grievance is in regards to work credits for the month of September 2011. You were on the list for porters in Unit 4B at LCC September 2011 which was turned in for posting. Due to a clerical error your name was accidentally missed when posting the credits. It has now been posted.					
Grievance resolved					

I still have not recieved the work credits
I am entitled to.

GRIEVANCE RESPONDER

Report Name: NVRIGR
Reference Name: NOTIS-RPT-OR-0217.2
Run Date: JAN-12-12 10:15 AM

Page 2 of 2

Log Number 20063934466

NEVADA DEPARTMENT OF CORRECTIONS
INFORMAL GRIEVANCE

NAME: Lawrence Wilgus I.D. NUMBER: 70655

INSTITUTION: NNCC UNIT: 1A7L

GRIEVANT'S STATEMENT: I am grieving The November 9, 2011 NNCC Full Classification Committee's decision to deny my classification to minimum custody or Camp. On 11-9-11 I attended a Full Classification Committee to reduce my custody level from Medium to minimum. The Committee's denial was predicated on an incident that had taken place

SWORN DECLARATION UNDER PENALTY OF PERJURY

INMATE SIGNATURE: [Signature] DATE: 10/14/11 TIME: 300 PM

GRIEVANCE COORDINATOR SIGNATURE: [Signature] DATE: 11/17/11 TIME: 11

GRIEVANCE RESPONSE:

See attached response

CASEWORKER SIGNATURE: CCS J. Buchanan DATE: 12/22/11

☐ GRIEVANCE UPHeld ☒ GRIEVANCE DENIED ☐ ISSUE NOT GRIEVABLE PER AR 740

GRIEVANCE COORDINATOR APPROVAL: [Signature] DATE: 12/19/11

☐ INMATE AGREES ☒ INMATE DISAGREES

INMATE SIGNATURE: [Signature] DATE: 12-22/11

FAILURE TO SIGN CONSTITUTES ABANDONMENT OF THE CLAIM. A FIRST LEVEL GRIEVANCE MAY BE PURSUED IN THE EVENT THE INMATE DISAGREES.

Original: To inmate when complete, or attached to formal grievance
Canary: To Grievance Coordinator
Pink: Inmate's receipt when formal grievance filed
Gold: Inmate's initial receipt

NEVADA DEPARTMENT OF CORRECTIONS
GRIEVANT'S STATEMENT CONTINUATION FORM

NAME: Lawrence Kilgus I.D. NUMBER: 70655

INSTITUTION: NNCC UNIT #: 1A7L

GRIEVANCE #: _____ GRIEVANCE LEVEL: IF

GRIEVANT'S STATEMENT CONTINUATION: PG. 2 OF 3

Approximately Ten (10) years ago. I am grieving this decision based on inaccurate information, alleged incident is older than 10 years (Please See AR 521.04 (3)(B)(h)(i)(j)), My proven camp history, yard points well below camp thresholds and the medium classification deprives me of a liberty interest. First and foremost the information contained in NOTIS is inaccurate, incomplete, conjecture and speculation. The date of the alleged incident is not possible based on my documented custody. There is no record of a "WRITE UP", AG referral or criminal/administrative process with a documented or substantiated findings of an escape, attempted escape or an escape risk. In other words, the NOTIS entry made on June 2011 for an alleged escape over Ten (10) years ago cannot be verified and lacks merit. Furthermore AR 521.04 (3)(B)(h)(i)(j) clearly states if the incident is greater than Ten (10) years the offender is eligible for minimum custody

Original: Attached to Grievance
Pink: Inmate's Copy

NEVADA DEPARTMENT OF CORRECTIONS
GRIEVANT'S STATEMENT CONTINUATION FORM

NAME: Lawrence Wilgus I.D. NUMBER: 70655

INSTITUTION: NNCC UNIT #: 1A7L

GRIEVANCE #: _____ GRIEVANCE LEVEL: IF

GRIEVANT'S STATEMENT CONTINUATION: PG. 3 OF 3

It is apparent by not one (1) classification committee, but by two (2) committees prior to this NOTIS entry I have been classified to minimum custody from August 2006 - February 2008 and again in June 2011 I was classified minimum custody without incident. Take into account my low yard points, my propensity to follow rules and regulations I am not an escape risk. It is belied by the record contained in NOTIS. I did not ~~an~~ allegedly escape or attempt to escape and as a result of this erroneous NOTIS entry I have been deprived the liberty interest afforded of minimum custody i.e. 10 additional work days preferred work assignments and housing.

Remedy sought: classify me to minimum custody and
Transfer me to a conservation camp

Original: Attached to Grievance
Pink: Inmate's Copy

RECEIVED

INMATE REQUEST FORM

1.) INMATE NAME	DOC #	2.) HOUSING UNIT	3.) DATE
Larry Wilgus	70655	1A7L	NOV 30 2011
			OFFENDER MANAGEMENT
			NDOC

4.) REQUEST FORM TO: (CHECK BOX)

___ MENTAL HEALTH ___ CANTEEN

___ CASEWORKER ___ MEDICAL ___ LAW LIBRARY ___ DENTAL

___ EDUCATION ___ VISITING ___ SHIFT COMMAND

___ LAUNDRY ___ PROPERTY ROOM ☒ OTHER Rex reed (OMD)

5.) NAME OF INDIVIDUAL TO CONTACT: Rex reed

6.) REQUEST: (PRINT BELOW) I understand the date was wrong on the Inmat 2003 its Been 8 years since that inmat I've been to camp twice once for 18 months without any problems. I work on this sentence, please I'm just trying to go home some day I can. I know I got a Dirty UA in 2003 But I didn't attempt to escape or escape. The A's say 10 years from an escape. please see in my file

7.) INMATE SIGNATURE [Signature] DOC # 70655

8.) RECEIVING STAFF SIGNATURE _____ DATE _____

9.) RESPONSE TO INMATE

Mr. Wilgus: I have reviewed your request and will not alter the classification process at this time.

10.) RESPONDING STAFF SIGNATURE [Signature: Rex Reed] DATE 12-7-11

INMATE REQUEST FORM

1.) INMATE NAME	DOC #	2.) HOUSING UNIT	3.) DATE
Larry Wilgus	70655	1A7L	11/7/11

4.) REQUEST FORM TO: (CHECK BOX)

☐ CASEWORKER ☐ MEDICAL ☐ MENTAL HEALTH
☐ EDUCATION ☐ VISITING ☐ LAW LIBRARY
☐ LAUNDRY ☐ PROPERTY ROOM ☒ OTHER OND

☐ CANTEEN
☐ DENTAL
RECEIVED
 NOV 10 2011
 OFFENDER MANAGEMENT
 NDOC

5.) NAME OF INDIVIDUAL TO CONTACT: Rex Reed - (Division Head)

6.) REQUEST: (PRINT BELOW) I request that you look into my situation, my FRANCE TINA ATKINSON has sent to you letters and spoke to you on the phone about my situation with Mr. Sume and my self. There is no possible way I could have had this problem in 2006 at NARC. I was in county jail on parole violation. Please look into this matter my PSI proves I did no such thing.

7.) INMATE SIGNATURE In record of [Signature] DOC # 70655

8.) RECEIVING STAFF SIGNATURE _____ DATE _____

9.) RESPONSE TO INMATE

Mr. Wilgus: The incident that will keep you out of minimum custody occurred in 2003. The year 2006 was entered in our records incorrectly. Your disciplinary record has the correct date of 2003.

10.) RESPONDING STAFF SIGNATURE [Signature] DATE 11-15-11

PRESENTENCE INVESTIGATION REPORT
LAWRENCE EVERETT WILGUS
CC#: 36291

Page 4

Adult:

Arrest Date:	Offense:	Disposition:
03/26/89 Reno, NV P.D.	Possession of Drug Paraphernalia 2 Counts (M)	03/30/89: Pled guilty to Possession of Drug Paraphernalia (M); 8 days jail.
05/06/93 Washoe County, NV S.O.	1. Possession of a Controlled Substance (F) 2. Possession of a Controlled Substance for Sale (F) 3. Sale of Controlled Substance (F) 4. Trafficking in a Controlled Substance (F) (CR93-1074)	09/14/93: Convicted of Sale of Controlled Substance (F). 09/28/93: Sentenced to 5 years NDOP, \$5,000 fine. 08/08/95: Paroled. 10/04/96: Honorable Discharge
06/03/99 Washoe County, NV S.O.	Possession of Stolen Property (F) (CR99-1436) <i>2/16/2007</i>	09/23/99: Convicted Conspiracy to Possess Stolen Property (GM); 1 year WCJ, suspended, 3 years probation, fine. 10/20/99: P&P Hold, VR dated 10/25/99. 02/26/00: P&P Hold, VR dated 03/01/00. 05/06/00: Probation revoked, 1 year WCJ.
2/26/00 Washoe County, NV S.O.	Grand Larceny (F); Burglary-Auto (F)	3/27/00: Convicted of Petit Larceny (M), 90 days WCJ, suspended. 4/12/00: Revoked, returned to WCJ.
02/14/01 Reno, NV P.D. 04/30/01 (Re-booked)	Tampering With a Motor Vehicle (M)	03/13/01: Convicted (M); 16 hours community service, fined. 04/30/01: Arrested for Fail to Comply, 18 days jail.
02/27/01 Reno, NV P.D.	1. Possession of Stolen Property (F) 2. Grand Larceny (F) (CR01-1091)	07/26/01: Dismissed at sentencing in CR01-1124 & 1127.

PRESENTENCE INVESTIGATION REPORT
LAWRENCE EVERETT WILGUS
CC#: 36291

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Arrest Date:	Offense:	Disposition:
04/18/01 Reno, NV P.D.	1. Burglary (F) 2. Grand Larceny (F) (CR01-1124)	08/30/01: Convicted of Burglary (F); 12-60 months NSP, \$250 DNA fee. 8/1/03: Paroled. 11/17/04: Honorable discharge.
05/01/01 Washoe County, NV S.O.	1. Burglary (F) 2. Possession of a Controlled Substance (F) (CR01-1127)	08/30/01: Convicted of Possession of a Controlled Substance (F); 12-30 months NSP, consecutive to CR01- 1124. 10/30/04: Paroled. 12/1/04: Honorable discharge.
07/24/01 Washoe County, NV S.O.	1. Petit Larceny (M) 2. Trespass (M) 3. Injury to Other Property (M) 4. Ex-Felon Fail to Change Address (M) (RCR#2001-004063). Fugitive From Justice, Madera County, California (F)	Per plea negotiation, RCR 2001- 004063 dismissed at sentencing in CR01-2066. 07/24/01: Madera County, California placed a "hold" for the outstanding arrest warrant issued in their jurisdiction.
08/24/01 (Ad-booked)	Possession of Stolen Property (F) (CR01-2066)	04/10/01: Pled guilty Grand Larceny (F). 11/20/01: Sentenced to 21-120 months NDOC, concurrent with CR01-1124/CR01-1127, restitution of \$1993.43 8/1/03: Paroled. 8/2/06: Parole revoked.
10/12/01 (Ad-booked)	Warrant Possession of Stolen Property (F) (SPD#01-5370)	Per plea negotiations, dismissed at sentencing in CR01-2066.
6/17/06 Reno, NV PD	Attempted Burglary (F) (CR06-1439)	6/30/06: Pled guilty to Conspiracy to Commit Burglary (GM), 1 year Washoe County Jail, concurrent with CR01-2066.

Arrest Date:	Offense:	Disposition:
5/6/09 Fallon, NV PD	1. Conversion of Leased Property (F) 2. Theft (F) 3. Obtain Money Under False Pretenses (F) (Case 36177)	To be dismissed pursuant to plea negotiations in instant offense.
2/19/10 Fallon, NV PD	1. Burglary (F) (3 Counts) 2. Obtain Money Under False Pretenses (F) 3. Buying, Possessing, Receiving or Withholding Stolen Property of Value \$250 to \$2,500 (F) (3 Counts) 3. Forgery (F) (3 Counts) 4. Unlawful Obtain/Use Personal ID Information of Another to Harm Person (F) (2 Counts)	Instant offense

In addition to the above, the defendant was arrested on three separate occasions in the State of Nevada between 1993 and 2001 for the following offenses in which charges were dismissed: 1993 - Possession of a Controlled Substance (F) and Possession of a Controlled Substance for Sale (F). 1999 - Burglary (F); Obtain/Possess Credit Card Without Card Holder's Consent (F), and Petit Larceny (M). 2001 - Possession of Stolen Property (F); Grand Larceny (F).

Also, the defendant was arrested on three separate occasions in the State of Nevada between 1993 and 2001 for the following offenses in which dispositions are unavailable: Possession of a Controlled Substance-2 counts (F), Possession of a Controlled Substance for the Purpose of Sale (F) Unlawful Possession of Drug Paraphernalia (M), Possession of a Hypodermic Device (M), Ex-Felon Failure to Register (M), Contempt of Court (M), and Failure to Obey (M).

Institutional/Supervision Adjustment: CR93-1074: On September 14, 1993, the defendant was convicted of Sales of a Controlled Substance (F). On September 28, 1993, he was received by the Nevada Department of Prisons to serve a five-year sentence and pay a \$5,000 fine. On August 8, 1995, he was paroled and on October 4, 1996, parole expired with an Honorable Discharge Without Restoration of Civil Rights. The Division is without further institutional/community supervision adjustment specifics.

CR99-1436: On September 23, 1999, the defendant was convicted of Conspiracy to Possess Stolen Property. He was sentenced to one year in the Washoe County Jail. The sentence was suspended and he was placed on probation for three years. On October 20, 1999, the defendant was arrested for a new offense and the Division placed a "hold" on him. A violation report was accomplished requesting revocation, but ultimately the defendant was reinstated on probation. On February 26, 2000, the defendant was again arrested for a new offense and the Division placed a "hold" on him again. A violation report was accomplished requesting

To: Director Gregory Cox, Medical Director Michiel BANNISTER, Warden Palmer, Jon Perry Director of Nursing N.N.C.C., Catherine Cortez-Masto A.G.

From: Lawrence Wilgus #70655 incarcerated at N.N.C.C.

Subject: Deliberate Indifference, Pending Litigation

Date: October 26, 2011

Please let me begin this letter by saying that I have numerous medical issues and grievances in concerning a few things 1) dislocated Lt Shoulder 2) Testicular Cancer 3) broken tooth to gum line. So NO AVAIL on any of it. I am in constant pain, and need some sort of pain reliever and need to be seen by a doctor. No effort has been made by any of the N.N.C.C. medical staff to try and remedy this situation.

The purpose of this letter is to satisfy Respondent Superior Doctrine, and let all Directors, Wardens, medical personell, and legal counsel (Attorney General) know that I am being denied competent/prudent medical care in violation of the Eighth Amendment, and/or "Conditions that cause pain, discomfort, or threat to good health," SEE: DEAN V. COUGLIN, 623 F. Supp. 392-404 (S.D. NY 1985), MCGILKIN V. SMITH, 974 F.2d at 1060 (Chronic and Substantial pain indicates that a medical need is serious), Moreland v. Wharton, 899 F.2d 1166-1170 (11th Cir. 1989), significant and uncomfortable health problem is actionable, Washington v. Dugger, 860 F.2d 1018-1021 (11th Cir. 1986) where "Plaintiff was denied treatment 1) that eliminates pain and suffered at least temporarily." Exposure to the pain from/and/or generated from a dislocated shoulder, broken tooth, and testicular cancer See: Givens v. Jones, 900 F.2d 1299-1333 (8th Cir 1990), "Where claim was dismissed for failure to allege, that I am in, and suffer from chronic pain;

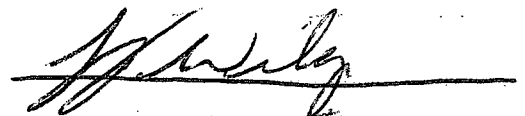
And that N.D.O.C.'s medical staffs refusal to see me and give me some sort of pain reliever which affects my quality of life. If Doctor Gedney is unwilling and/or unqualified to help me, then I should be referred to a doctor who is. See: Smith v. Jenkins, 919 F.2d 90-93 (8th Cir. 1990) "Doctors lack of evident qualifications to diagnose and treat illness support a Deliberate Indifference Claim." A doctor commits malpractice if he/she causes injury by failing "to have and use the knowledge, skills and care ordinarily possessed and employed by members of the profession in good standing." See: W. Page KEETON et al, Prosser and Keeton on the laws of torts § 32, at 189 (5th Ed. 1984). Hutchinson v. United States, 838 F.2d 390-392 (9th Cir. 1988). And Although Director Cox, Doctor Bannister, Warden Palmer, Director of Nursing Perry and Attorney General Portez-MASTO did not commit the acts asserted, you all become responsible for the Constitutional violations when you failed to correct them in the course of your supervisory responsibilities. "A supervisor who learns of a Constitutional (8th Amendment) violation through a report, or appeal (grievance procedures) may be held liable for failing to correct it." See: Williams v. Smith, 781 F.2d 319, 323, 324 (2nd Cir. 1986). Deliberate Indifference by supervisory personnel/officials to inmates constitutional rights is sufficient to establish liability under 42 U.S.C. § 1983. See: Aswegen v. Brulte, 965 F.2d 676, 677 (8th Cir. 1992); Walker v. Norris, 917 F.2d 1449, 1456 (6th Cir. 1990).

In Summary, please let these facts stand out,

- 1) I have suffered serious injury to my left shoulder due to staff members use of excessive force.
- 2) The injury has left me in constant pain.
- 3) This is a quality of life issue.
- 4) N.D.O.C. has so far refused to provide any sort of treatment.
- 5) I have testicular cancer.
- 6) I have a broken tooth to gum line.

In trying to ~~settle~~ resolve These issues I have pursued medical Kites only to be told to come to sick call (Which I do) to no avail, NO Doctor appointments have been made for me to date, my case workers, and Informal Grievances along with 1st and 2nd Level Grievances. I am exhausting all Administrative Remedies. It is my goal to resolve this problem without a courts intervention in a timely manner. Should I continue to be denied medical treatment I will not hesitate to seek redress in the Judicial Forum. Once again Please let this letter serve as Notice of the deficiencies and/or in-actions that I have suffered at the hands of the medical department at N.N.C.C.

Filed: October 26, 2011



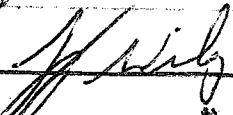
Lawrence Wilgus 70655

N.N.C.C.

Affirmation and Certificate of Service

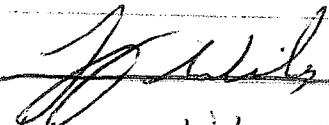
I Lawrence Wilgus 70655 do swear that the statements made herein are true and correct under penalty of perjury under the laws of the United States of America

Per 18 U.S.C. § 1621 And 28 U.S.C. § 1746


Lawrence Wilgus 70655

And that a true and complete original and/or photo copy was (A) placed in N.D.O.C. Interdepartmental mail or (B) placed in a pre-paid First Class USPS mail addressed to the following on this 26th day of October, 2011.

- 1) Gregory Cox, Director of Prisons N.D.O.C.
- 2) Michael Bannister, Director of Medical N.D.O.C.
- 3) Director of Nursing NDOC, NNCC Jon Perry
- 4) Jack Palmer, Warden N.N.C.C.
- 5) Catherine Cortez-Masto Attorney General for Nevada
100 N. Carson St.
Carson City, NV 89701


Lawrence Wilgus 70655