

State of South Carolina  
County of Richland

Perez Antwan Brooks  
Complainant

VS.

South Carolina Department of Corrections  
Respondent

) IN THE COURT OF APPEALS  
) Case Number: 2017-001295  
)  
)  
) Petition for Emergency Restraining  
) Order

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SEP 17 2018

SC Court of Appeals

Appellant ask this court to issue Emergency Restraining Order, because Appellant is being assaulted and beaten by officers at Broad River Correctional Institution. The Officers included CPT Reese, Major Parris, SGT Brown, SGT Level and CPT. Reese was arrested for similar charge which a copy of arrest article is attached. The warrant says that CPT Reese fail to report use of force while also falsifying documents pertaining to the investigation. CPT Reese willfully, dishonestly and with corrupt intent engaged in misconduct by assaulting an inmate. Appellant was electroshocked on Friday Sept. 14, 2018 and did not receive any additional medical treatment even though appellant had irregular high rate heart beat, barely able to speak, was unable to move legs, not able to swallow. Because appellant was unable to swallow cannot take meds and wasn't give any alternative, appellant cannot eat and hasn't eaten in days and there is no outside medical treatment or other help being sought by the institution for the appellant. Appellant has severe mental health issues and should be in receipt of mental health care but appellant has been removed from mental health care and access to speak with mental health counselors or therapists. Appellant is still receiving abuse, threats, neglect and other mistreatment because officers are mad and retaliating on the appellant.

because one officer was arrested and they know that they will be next.  
The appellant is receiving all types of harsh and unfair treatment  
because he try to stand up for himself along with his family members  
contacting different organizations and agencies on Broad River and SCDC  
on behalf of the appellant. Appellant has severe PTSD, TBI, Seizures,  
migraines, incontinence, IBS, bleeding hemorrhoids among other disability,  
injuries and illnesses which he is not receiving proper medications and  
he is not receiving proper medical and mental health treatment which  
is vital to his mental and physical health and to the appellants survival.  
The appellant is fearing for his life because ada coordinator  
Mr. Martinez told him in front of Protection and advocacy  
organization representative that the officers at Broad River correctional  
institution does not like the appellant/complainant. Appellant and  
family members have reached out to multiple agencies such as; DOJ  
-BI, Protection and Advocacy, SLED among others to get assistance  
to help advocate for complainant. Some letter and documentation is  
attached the complainant previous medical attorney wrote on his behalf  
and his complaints or some of his complaints because there are new  
issues.

Respectfully Submitted,  
Perez Brooks #372744  
MU-0161-B  
Broad River Correctional  
4460 Broad River Road  
Columbia, SC 29210

## **EXAMPLES OF STATEWIDE CONSTITUTIONAL VIOLATIONS**

- **STEEL PLATES GOING UP OVER ALL OF THE PRISON WINDOWS ACROSS THE STATE WITH AN APPROXIMATE 6-INCH HOLE FOR SUNLIGHT ACCESS**
- **DAY 101 OF LOCKDOWN FOLLOWING LEE COUNTY FOR MANY DORMS, INVOLVING 24 HOUR CELL-CONFINEMENT AND 1-3 SHOWERS PER WEEK**
- **LONG-TERM PROCESS OF 2 MEALS PER DAY ON THE WEEKEND, REASONABLE TO ASSESS LESS THAN CALORIC OR NUTRITIONAL INTAKE REQUIRED FOR GROWN MEN**
  - **Allegations of kitchen and commissary staff bonuses/kickbacks for food not used**
- **BLOCKING ACCESS TO KIOSK FOR THOSE ON LOCKDOWN AND DENYING GRIEVANCE PAPER FORMS TO THOSE WHO ARE BLOCKED KIOSK ACCESS**
- **SECURITY PERSONNEL DECIDE WHETHER ORDERS TO REPORT TO MEDICAL ARE FOLLOWED**

**Perez Brooks, 00372744  
MU-0161-B  
Broad River Correctional Institute  
4460 Broad River Road  
Columbia, SC 29210**

Background: Disabled army veteran with TBI whose wife has power of attorney (healthcare and financial); wheelchair bound; Muslim;

**Medical claims, ADA claims, religious violations, denial of law library access, destruction of mail, inmate safety**

- **Medical:**
- In December 2017, because Lee County's policy was to leave the doors of cells unlocked, Mr. Brooks was dragged from his cell and beaten by another inmate
- Mr. Brooks was taken to an outside ER where he was diagnosed with a **fractured nose, ruptured eardrum, and eye injury, all of which have caused permanent damage and pain**
  - During the Lee County riot, Mr. Brooks was also dragged from his wheelchair and beaten and trampled
- Despite his injuries in December 2017, Mr. Brooks did not receive specialty care for his eye or his ear until approximately July 2018, **almost 7 months thereafter**. His specialists, outside providers whose names Mr. Brooks cannot recall because he has a TBI, diagnosed him with permanent vision loss and permanent hearing loss.
  - He was prescribed a hearing aid which he has yet to receive.

- Mr. Perez has been diagnosed with TBI, seizures, is in a wheelchair, has severe mental health issues, and only sporadically receives his medications
- **ADA**
  - At Broad River, where Mr. Brooks was transferred after reports of his lack of mental health care and danger to his safety, he now faces the following:
    - **No handicap railings for his toilet in his cell**
    - **No treatment for severe hemorrhoids**
    - **No bed covers for bowel incontinence**
    - **No red hazardous bags for disposal of bowel leakage**
    - **Denial of caretaker help to get over incline to shower**
- **Religious rights violations**
  - Mr. Brooks is Muslim. Since the statewide lockdown, **day 101 of a statewide lockdown involving 24 hour cell confinement and 1-3 showers per week**, Mr. Brooks has been denied worship of all Muslim holidays.
  - At Lee County, Mr. Brooks was denied water for cleansing rituals.
  - There is one shower seat for the handicapped in the showers. Due to Mr. Brooks' hemorrhoids, bowel incontinence, and Muslim cleansing rituals, he has asked for a separate shower seat but has been denied
- **Denial of law library access and loss/destruction of lawyer mail**
  - I had to call several times to get Mr. Brooks law library access and had to verify he has pending PCR
  - PCR documents sent to Lee County never delivered to him
- **Inmate safety**
  - While Mr. Brooks was at Lee County, I reported to the FBI public corruption attorney of Columbia, SC allegations of guard affiliation with the Blood gang, who were threatening Mr. Brooks' life
  - **At Broad River, Mr. Brooks alleges that Captain Livingston is affiliated with the Blood gang members. She is the Captain who denies him caretaker access for showers and visits to medical. There are allegations of corruption on camera.**



*Jennie Elizabeth Clark*  
ATTORNEY AT LAW, LLC

July 25, 2018

Attorney Kerry Dean,  
United States Justice Department,  
Civil Rights of Institutionalized Persons Act enforcement  
**VIA EMAIL TO Kerry.K.Dean@usdoj.gov**

Dear Ms. Dean:

I cannot imagine how busy you are, and I thank you for taking the time to receive my email several weeks ago about the extreme medical denial of an inmate, [REDACTED]. I have been working to compile a list of civil rights violations of the numerous inmates I have visited throughout the state. Because I am getting ready to go on medical leave and close my practice while on leave, I wanted to send you part of the information I have gathered thus far, in a separate attachment.

**As an attorney who has visited inmates at Lee County Correctional Institute, Allendale Correctional Institute, McCormick Correctional Institute, Kershaw Correctional Institute, Lieber Correctional Institute, Leath Correctional Institute, and Broad River Correctional Institute, I can confidently say that due diligence has led me to write this letter in hopes that there is enough evidence to institute an investigation of the South Carolina Department of Corrections.**

As it stands now, many dorms are on day 101 of lockdown following the Lee County riots. This involves 24-hour confinement to cells besides for 1-3 showers per week and attorney visits. Inmates have been on a regimen of 2 meals per day on the weekend for an even longer period. **Steel plates are going up to cover all prison windows, with what is described as a 6-inch hole to let sunlight in. I confirmed this with the SCDC head Bryan Stirling as a long-term plan for security.** Because of this, the lockdown, and the denial of serious medical needs, inmates are beginning to decompensate. Fires have been started at Kershaw County and Broad River, men and women are self-cutting, inmates are beating on the walls. Three men passed out after the fires at Kershaw County, with no medical care whatsoever. This is not a dramatization.

There are also consistent, widespread allegations of continued corruption, with guard affiliation with gangs. Level 2 inmates are being put into the Level 3 dorm where the Lee County riot broke out. Inmates are scared for their lives, and I can assure you that another riot will occur, if this pervasive abuse of inmates occur.

As I noted, the list of inmate violations I have attached is only a partial list on which I cannot keep up because I receive letters every day- and these inmate letters are consistent about the violations and the unrest across the state.

Please, if there is any way an investigation can be instituted, I urge you to

investigate what is a ticking time bomb. Inmates are dying because of medical denials. They are being locked up for over 100 days all over the state for a riot that occurred at one institution. There are widespread allegations of guard affiliation with gangs, such as the bloods. I have interviewed at least 15 inmates and have received probably 30 letters of which I cannot keep up as a solo practitioner. Therefore, I have a good faith belief in the information I am providing.

Sincerely,

/s/ Jennie E. Clark

Jennie E. Clark, JD, DVM

DR. JENNIE ELIZABETH CLARK, ESQ.  
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#02(811) #03(898) #04(889) #05(845)  
 SOUTH CAROLINA DEPARTMENT OF CORRECTIONS  
 INCIDENT REPORT

ent 081  
 exp 02

MU139/MI3/MH3

Institution/Center: Broad River Correctional Institution			Date of Report: 8-8-2018		
Reporting Official (Full Name): James Parrish			Time of Report: Approx. 9:00am		
Employee ID #: 018774			Date of Incident: 8-7-2018		
Location of Incident: Murray Unit Right Side			Time of Incident: Approx. 7:30pm		
Inmate(s)/Resident:	SCDC #	Age:	Sex:	Race:	Employee(s)/Witnesses Involved:
1. I/M Perez Brooks #372744 B/M					1. Sergeant O. Level
2. I/M Tyrone Boyd #277637 B/M	267637				2. Captain T. Reese
3.					3. Sergeant. J. Brown
4.					4.
5.					5.

**On the above date and approximate time:**

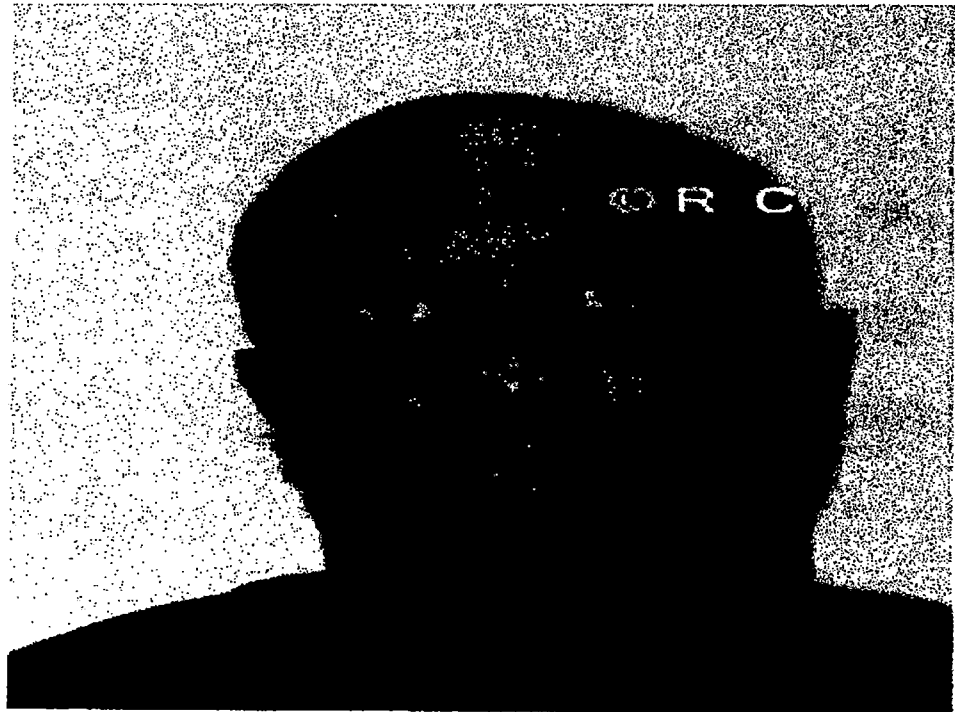
I, Major James Parrish, went to the Murray Unit due to inmates coming from operations and refusing to go into their cells. I/M Perez Brooks #372744 B/M is assigned to cell #139 on the Murray Unit right side. Inmate Tyrone Boyd #277637 B/M was assigned to cell 139 after transferring in from Kershaw Correctional Institution. Inmate Brooks refused to let inmate Boyd enter his cell stating that he is a handicapped/wheelchair bound inmate and is not supposed to have a room mate. I then spoke with Deputy Warden T. Collins who informed me that inmate Brooks could have a room mate. I went back to cell #139 and told the inmate that he was getting a room mate. He then began stating that he would get his lawyer on me. I told him that classification had made the assignment and that he had no choice in the matter. I was joined by Sergeant O. Level. I told Sergeant Level to help me roll the inmate out of the cell. Inmate Brooks began actively resisting our effort to roll his wheelchair out of the cell by holding onto the door frame and pulling away from us. The wheelchair then began tipping backwards. I told Sergeant Level to let the chair lay back slowly. Once the chair handles touched the floor the chair was rolled out of the room with the inmate in it. Inmate Boyd then refused to enter the cell. Captain Travis Reese and other members of the E-1 shift entered the area and placed inmate Boyd in the cell. Inmate Brooks was moved back into the cell by Captain Reese. Inmate Brooks displayed passive resistance throughout this incident except when he was attempting to hold onto the door frame and refused to exit the cell. I did search inmate Brooks wheelchair and found a homemade knife made from a box cutter blade wired and taped to a glasses arm. Sergeant John Brown discovered a white Smart phone concealed in the inmate's pants. Before leaving Captain Reese notified medical that both inmates needed to be examined because of the incident. Upon arriving for duty today I directed Murray unit Lieutenant Beverly Bracey to escort both inmates to medical to be examined again.

Signature: *James M. Parrish* Title: Major of Security

Evidence:

Disposition of Evidence:

Supervisor's Comments: <i>Forward to the responsible authority.</i>		STG Related - Refer to STG Committee <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unknown	
Printed Name: <i>J. Vela</i>		This incident is DRUG related <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Unknown	
Signature: <i>J. Vela</i> Title: <i>LT</i> Date/Time: <i>8-8-18 9:30am</i>		Responsible Authority Action Taken	
Major/Responsible Authority: <i>I/M Brooks will be charged w/ (811), (890), (825) &amp; (859).</i>			
Printed Name: <i>J. Peoples</i> Date/Time: <i>8.13.18</i>		<input type="checkbox"/> Informal Resolution <input type="checkbox"/> Administrative Resolution <input checked="" type="checkbox"/> Refer to Disciplinary Hearing	
Signature: <i>J. Peoples</i> Title: <i>A/W</i> Date/Time: <i>156 pm</i>			



LATEST NEWS

## SC prison officer tried to derail investigation after assaulting inmate, warrant says

BY DAVID TRAVIS BLAND  
*tbland@thestate.com*

August 25, 2018 11:03 AM

A captain for the South Carolina Department of Corrections is in prison after assaulting an inmate and lying during the investigation, authorities say.

Friday, the department issued a warrant for the arrest of Travis Laquinton Reese, a prison officer at Broad River Correctional Institution. He is charged with third-degree assault and battery and misconduct in office.

On Aug. 1, the warrant says, Reese pushed an inmate to the ground while the inmate was restrained in leg shackles with his hands cuffed behind his back. The arrest warrant says Reese failed to report the use of force while also falsifying documents pertaining to the investigation.

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“Travis Reese, a sworn officer with the (Corrections Department) did willfully, dishonestly, and with corrupt intent engage in misconduct of office by assaulting an inmate,” the warrant reads.

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Investigators saw video of the incident and received a sworn statement by the inmate, according to the warrant.

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Protesters at SC Capitol join nationwide inmate strike for better prison conditions

Reese, 36, is being held at Alvin S. Glenn Detention Center in Richland County while he awaits a bond hearing. Records show that Reese is set to begin court proceedings on September 27.

Assault and battery, third-degree, is a misdemeanor. A person convicted of the charge can be fined \$500 or face 30 days in jail, or both. Misconduct in office can land a public officer or employee in jail for one year along with a \$1,000 fine.

Since May, five Corrections officers or employees have been arrested by the agency for which they work, stemming from various crimes within the prison. In one case, an officer was smuggling marijuana and other contraband into the prison, authorities say. In another case, the former head nurse administrator of Lee Correctional Institute in Lee County was arrested for smuggling watches into the prison, according to a warrant. After a search of her vehicle, authorities found tobacco wrapped in condoms, which was consistent with attempts to smuggle contraband, the warrant said. In May, officials arrested a prison dairy farm worker at Wateree River Correctional Institution for bringing outside food and Percocet pain pills into the prison. Another prison officer was arrested and charged with assault and battery in June after authorities say he groped women and attempted to blame it on inmates.

ATTN: Brandon (Case Manager)

RE: The State of South Carolina, Respondent v.  
Perez Brooks, Appellant; Case No. 2017-001295

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