

## DECLARATION OF CHARLES JACKSON

My name is Charles Jackson. I declare under penalty of perjury that the following is true and correct to the best of my knowledge

1. My name is Charles Jackson. I am 48 years old. My DOC ID is 247440.
2. I have been imprisoned at MCF-Faribault since July 27, 2020. Before MCF-Faribault, I had been imprisoned at MCF-St. Cloud since about March 18, 2020.
3. I am terrified I will get COVID-19 in this prison, if I haven't already had it.
4. From March 18 to April 24 at St. Cloud, with 250 guys in the same building, healthcare professionals came by twice each day to administer temperature checks with a security officer. They wouldn't wear any protection as they went cell to cell doing the temperature checks for over a month. This was really scary to me because they were dealing with people who had COVID-19 or were presumed positive and could've gotten and spread the virus
5. Around April 16, 2020, the DOC handed out paper masks for the inmates to wear. The masks were made from old fabric with all kinds of patterns, some flower, some pink, some white. We were told that we had to wear them and that we would be put in segregation if we didn't. The COs and healthcare professions didn't wear the masks and multiple times, I heard COs making fun of inmates for wearing the masks.
6. On or around April 24, 2020, the DOC ordered staff to wear masks and other PPE gear. Certain inmates, like house crew, didn't wear any PPE. The house crew would come into close contact with the inmates and had our food trays when we stopped going to chow hall. I was concerned they didn't have PPE on because they could be spreading the coronavirus to the inmates.
7. On May 8, 2020, I was put in segregation because an inmate made a false claim against me. It was a horrible experience for multiple reasons.
8. Before an inmate is put in a segregation cell, he—along with everyone else who is going to segregation—is placed in cell 403. There are three guards in there with one inmate. We had to take off our masks, open our mouths, and cough, while naked, so a CO can check us for contraband. Inmates who are brought to segregation because they are positive for COVID-19 are also put in this cell. And it is not cleaned. It is filthy.
9. After the contraband check, I was taken to cell 417. This was my cell while I was in segregation. The cell had feces on the floor and had obviously not been disinfected. This made me extremely nervous that I could easily get the virus. I tried to clean the entire cell with towels the DOC provided me to shower with. I was not allowed to have cleaning supplies.
10. During the morning of May 9, 2020, while still in the segregation cell, I was very sick. When the nurse came by, I told her I didn't feel good. She checked my temperature and blood pressure. Both were high. I informed her my lungs hurt and my back and groin area were both hurting as well. She did not test me for COVID-19 though I was showing symptoms.
11. Throughout the day I got worse and began peeing blood. I was in major pain—the worst pain I had ever felt in my life. The DOC tested my urine and found blood and

- assumed it was a kidney stone. The pain was unreal. An hour later, they came back with a shot, which they administered in my rear end. They told me it would knock me out and stop the pain. They told me to drink water. The whole night I never stopped pacing in my cell. I was slowly crawling around and begging to go to the hospital. The other inmates in the cell block were also screaming for staff to take me to the hospital.
12. The next day the nurse told me the provider would not allow me to leave the complex. Hours later, I tried eat, only to begin projectile vomiting. The pain in my groin and back area got even worse.
  13. Around 3 AM. on May 10, I passed a kidney stone and blood in the cell 417 toilet. The next morning I felt much better but still had a bad headache. My lungs were killing me. I was completely fatigued and had no energy.
  14. When I got out of segregation, the COs who do housing assignments told me they knew the inmate's claim against me was bogus and sent me to go live in C house. I wasn't tested on the way out of segregation for COVID-19 before I was placed in C house, with hundreds of other inmates.
  15. On May 22, 2020, I was placed back in segregation because I refused to live in a cell with someone who was convicted of a sex crime against a child. When I discovered that the cellmate was a sex offender, I was sent to segregation as a punishment for that refusal. I was released on May 26, 2020.
  16. Around June 4, 2020, I told the doctor that I couldn't taste or smell, which is a sign of COVID-19.
  17. I was given a test and put back in "medical isolation," which was the same as segregation on June 5, 2020.
  18. On June 6, 2020, while in segregation, a CO told me that there was nothing wrong with me and that my test result was negative. Even though I was negative, the DOC kept me in segregation for 14 days.
  19. On June 10, while I was still in segregation, a male health provider in a white gown (I don't know if he was a doctor or nurse) said he would fart in my face to see if I could smell that.
  20. On June 11, 2020, I was retested. The test was negative, but I was kept in segregation until June 18, 2020.
  21. I was treated just like I in segregation for punishment. The only property I had with me in medical isolation were three small bags of coffee. I was only allowed one hour of outside or recreation time each day, and only Monday through Friday. When outside, I could only be in a cage.
  22. The showers are also cages, but they are close together. During showers and recreation, the DOC wasn't separating people in segregation who were there for punishment or who were there for medical isolation. Because of that, there was a high risk of cross contamination and someone spreading the virus. They don't care.
  23. The cells in segregation are so dirty. The DOC isn't disinfecting them. Besides the feces in the cell I was in, it's clear the air vents haven't been cleaned, and there is 1/23 to 1/16 inches of dust in every cell.

24. I sent multiple kites complaining about the unsanitary conditions in the medical isolation/segregation unit. I ended up filing a grievance about this issue and others.
25. On July 1, 2020, I received this response to my grievance about the unsanitary conditions: "I cannot address the cleaning procedure used for an offender cell between offenders, other than the DOC follows the MN DOC Covid-19 Screening, Testing, and Infection Control Guidelines." Obviously the DOC had not been doing any cleaning, so it is not possible that they were following guidelines.
26. In response to numerous kites and a grievance I filed complaining about how offenders placed in segregation are with offenders who are in medical isolation for COVID-19, the DOC sent me this response dated July 1, 2020: "Medically, the facility has chosen to place intake offenders and/or those with potential infection control concerns in a strategically placed environment for continued monitoring and decreased stimuli to the general population. Such a decision was made after close communication and consideration between the MN Department of Corrections and the MN Department of Health." This response doesn't address my concern about the hazardous environment the DOC has created.
27. I sent health services kites on June 9, 2020, June 11, 2020 and June 16, 2020, documenting many of these issues, including the fact that DOC policies and procedures for keeping inmates safe were either not in place or not followed. I also wrote that the cells where people with COVID-19 are kept for 14 days are not cleaned when they leave. Both responses I got back from the DOC said that nursing staff and/or DOC are following proper guidelines or procedures.
28. There was no social distancing in St. Cloud. The houses there are 4 levels high, with 220 people on each level. The floors in the middle are double-celled and on the top, they are single-celled. There are 17 cells on each floor. The cells have open bars, and there is an 8-include block between one cell and the next.
29. When we were out of our cells, we were in the common area, and we couldn't social distance there either. There would be 140 people out at a time in the common area, and there is a lot of waiting in line for the phones, the kiosk, and the shower. We shower with 5 other people in a group shower. There is an inmate cleaner appointed to wipe the phones. He only has a spray bottle with some watered down solution and a dirty rag he uses to clean every phone.
30. There aren't hand-sanitizing or hand-washing stations in the house or unit. The only ones I've seen are down by the chow hall, and everyone from all the units would touch them.
31. When we were going to the chow hall, we were within two feet of other inmates as we ate. It wasn't possible to social distance.
32. I applied for Conditional Medical Release (CMR) in June.
33. I have a bad back—my L4 and L5 are deteriorating—hypertension, and one of my kidneys doesn't function properly. I'm also being tested for an enlarged heart, and I have weird infections in my legs.
34. As of September 10, 2020, I hadn't heard anything about my CMR application. My caseworker told me that some applications are still being reviewed.

35. The DOC recognized in a Discipline History Report that I have “Major Medical Concerns.”
36. If released, I could live with my sister in Gilbert, Minnesota.
37. At Faribault, I sent additional kites and filed grievances in the beginning of August 2020, about the unclean air duct systems and unclean cells. There is black mold growing out of the vents. In a grievance response dated August 13, 2020, Safety Administrator Heldt wrote that the air duct system is “properly maintained” but admitted that they have “degraded slightly.” The DOC also wrote that “there are limited opportunities for some duct cleaning to remove the dust buildup.” Regarding the unclean cells, the DOC said in its response that “cells are thoroughly cleaned prior to occupancy with the recommended MINNCOR cleaning product, which is used by all unit swamper at this facility.” This is just blatantly false. The cells are not being cleaned, as I’ve written to the DOC about numerous times.
38. At Faribault, I was working in the Anagram balloon shop. I did not feel safe working there because they weren’t taking proper precautions to prevent the spread of COVID-19.
39. On August 18, 2020, Anagram implemented a new count procedure based on the DOC returning to “normal” operations. At 10:10 AM each morning, inmates walk to Anagram and are placed at their work stations, which are not even 5 feet apart. At 12:30 PM each day, inmates are instructed to eat their lunches at tables with 2-3 other inmates and they are not 6 feet apart. At 1:00 PM, inmates are forced to line up shoulder to shoulder for 15 minutes for a count. Some inmates have their masks on correctly at this time and some don’t. There are approximately 100 inmates in close proximity. This is a potentially hazardous environment where COVID-19 could easily spread. I reported my concerns about this situation daily.
40. On August 18, 2020, I sent a kite requesting to change jobs because I felt unsafe. Another reason I felt unsafe was because we were told all of the boxes that have the balloons in them that we have to fold come from China. A week later I got a response from Scott Moehlmann that said:
  - “You will have to lay in and take suspensions to get terminated per policy. I do not have the ability to just let you quit your job. You can bid out after 90 days.”
  - “The count line is safe as it is for less than 15 minutes and you along with others are wearing your mask/PPE.”
  - “Yes there are boxes that come from China and are safe as shown by nobody getting sick from using the product for years.”

I don’t think it is fair that I have to get fired from my job at Anagram because I feel it is unsafe.

41. Because I didn’t want to risk my health by working in the balloon shop, I did what Mr. Moehlmann said and got fired. The DOC then put me in the Restricted Living Unit (RLU) for 90 days because I stopped going to work—even though that is what they told me to do because I feel unsafe.
42. The RLU at MCF-Faribault is also really dirty.

43. The DOC posted a memo on the wall of unit K3B titled “COVID-19 Frequently Asked Questions for Households.” The document has advice from the CDC and has multiple Bible verses on it. There are questions on the form and then answers to those questions. The DOC is telling use to quote scriptures for our health and safety instead of actually keeping us safe. For example, the document says:

Question: How can I make the wisest use of my times?

Answer: Make sure of the important things.” --Phil. 1:10

While it is good to keep up-to-date, excessive viewing of sensational news reports about COVID-19 can have a negative impact. Additionally, it is vital to maintain a good spiriting routine. Regarding managing stress, Awake! No. 1 of 2020 has additional helpful guidelines—Isa. 41:10: Matt, 6:33, 34: Phil. 4:6-8.

Dated: October 15, 2020

/s/ Charles Jackson