

Wednesday April 19, 2023

Carlton Shier, U.S. Attorney  
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Mr. Shier:

I've been wanting to write to you for some time based on my experience with Federal Bureau of Prisons staff. After I became aware of your indictments of USP Big Sandy staff, my intention to write became an imperative. I want to tell you of my experiences there, but now also what I have experienced here at USP McCreary.

I am Auburn Calloway, a 71 years-old veteran of the U.S. Navy's officer corps, decorated and honorably discharged in 1982 after graduating from Stanford University in 1974. After losing my sanity in 1994, I lost an insanity defense in 1995 and was given a draconian life-without-parole sentence despite no priors nor any life-threatening injuries in my case (see <[veterancommunitymentors.org/Emergency Pro Se Motion...>\).](http://veterancommunitymentors.org/Emergency Pro Se Motion...)

After more than 29 years of incarceration, I am able to relate to every ugly discovery Senators Chuck Grassley and Dick Durbin made about the BOP in their Senate Judiciary Hearing on April 15, 2021. I can also attest to the criminal negligence of federal BOP officers Tova Noel and Christopher Thomas which led to Jeffrey Epstein's death at the NYC MDC. Their criminal conduct is common among the BOP's rank and file staff everywhere they are found in its sprawling institutions but USP's Big Sandy and McCreary are the worst of 13 that I've experienced so far.

#### BIG SANDY

In May 2022 a 2-weeks COVID quarantine became a 4 weeks long Administrative Detention for the entire busloads (3 buses) of inmates I arrived with. The confinement conditions were in every respect identical to disciplinary segregation conditions (e.g. being handcuffed and escorted to shower stalls 12 feet away from the cell). Because I had been misdesignated to Big Sandy by the BOP's designation center in Texas, medical staff recognized the need for and initiated a redesignation to the appropriate medical care level facility. That expensive misdesignation and redesignation transfer mistake became an ordeal tantamount to putting me on the notorious "Diesel Express" which has seen me transferred at least 9 times within the past 11 months with an unresolved inguinal hernia contracted in May 2021 at USP Florence but only surgically repaired in November 2022 at USP Allenwood, 18 months later.

During my 5 weeks at Big Sandy, staff there refused to comply with BOP policy and federal laws by depriving me Administrative Remedy forms I requested which I needed to timely pursue statutorily required exhaustion mandates under the Prison Litigation Reform Act (PLRA). Their denials of the forms were clear violations of criminal laws like 18 USC 241 Conspiracy against rights; 18 USC 1501, 05, etc. Obstruction of Justice; Misprision of Felony, among other criminal laws, in addition to BOP policy and the CFR's related to it.

When I sent a complaint to the regional director in Annapolis Junction, Maryland (James Petrucci at that time), I never received a response and Big Sandy's custody staff became even more hostile as a result. Despite needing to use a cane to walk due to spinal stenosis and sciatica, a custody staffer made me walk a long corridor and up 8 flights of stairs while handcuffed behind my back. He refused my plea to be cuffed in the front.

#### USP McCREARY

I arrived in Lexington, KY via U.S. Marshal airlift on Wednesday 29 March 2023 to be loaded onto a crowded prison bus for USP McCreary in Pine Knot. Upon asking the bus lieutenant how long the ride would take, he said "2 hours if we get there safely with this guy driving which is

doubtful." The trip lasted more than two hours but the main event was the driver's excessive speed which necessitated his repeated crossing of the solid double yellow divider lines on the last 2-lane country back road leading to the prison which kept the bus from teetering over. The dips, sharp curves, and steep hills and drops made that part of the trip feel like a roller coaster ride. After the driver exited the bus upon arrival at the prison, I told the lieutenant "I see what you meant about getting here safely. Was the driver practicing for the Indy 500?" The lieutenant did not laugh nor did I.

I was [NOT] given my medications during intake screening but only the next day, 30 March, which caused me to miss vital dosages of my glaucoma medication. Instead of being taken to a normal housing unit, I and the other inmates were taken to a restricted housing unit for new arrivals requiring partial lockdown conditions under disciplinary styled detention. We are only allowed out-of-cell time 3 to 4 hours per day, deprived of all hygiene products despite the commissary being closed for two weeks (where I could purchase my own), and deprived of fresh air and sunshine outside for as long as 30 days. I had to wear the exact same clothing I arrived in for 8 days because I was never provided with a laundry checklist to order fresh clothes before laundry officer Trett showed up to solve that problem. None of my medical restrictions have been respected by custody staff e.g. I require a pillow and extra blankets due to hypothyroidism and arthritis.

The most important deprivation is the denial of my requests for tort claim and Administrative Remedy forms which I was told by Counselor Salmons and unit manager R. Clark that I cannot have until after I leave this restricted housing unit and move to a normal housing unit. Because the BOP Administrative Remedy program imposes deadlines, this deprivation violates BOP policy [and] implicates several criminal laws which include conspiracy against rights, obstruction of justice, misprision of felony (e.g. 18 USC 241,242,1505 et al.) as well as CFR's and Constitutional violations.

As of this writing, I still have [NOT] been provided with the Admin Remedy forms I have repeatedly requested. These deprivations of my rights and the demonstrated violations of the BOP's Employee Standards of Conduct typifies what I've experienced personally and vicariously in the short 3 weeks I've been here at USP McCreary.

Mr. Shier, I am submitting this information to you requesting that you and the Lexington FBI Special Agent-in-Charge duly investigate the averments documented here with an eye toward criminal prosecutions against BOP staff including the warden, J. Gilley. Depriving me of the [right] to have the forms I need for the grievance process in an attempt to delay exposure of serious criminal misconduct by BOP staff manning USP McCreary like it was at USP Big Sandy should not be tolerated by you nor anyone else in the U.S. Department of Justice.

I am sending copies of this letter to others such as Michael E. Horowitz, DOJ I.G., Beth Reese, director BOP O.I.A., and the U.S. Senate Judiciary Committee chairs (Senators Grassley and Durbin) in the event you take no interest in this whistleblower disclosure. I'm trying to get your attention before the problem worsens because I've been warned by staff that I'll "learn my lesson". I also hope you will help. Thank you.

Very Respectfully,

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cc: Kevin Gafford Ritz, U.S. Attorney, Memphis, TN