

In the United States District Court
For the District of Colorado.

Civil Action No.

Salvador Magluta, PLAINTIFF
"P"

v.

v.

Federal Bureau of Prisons

B JURISDICTION

1. I assert jurisdiction over my civil rights claims pursuant to:

X 28 U.S.C. § 1331, and BIVENS v. SIX UNKNOWN NAMED AGENTS OF FED. BUREAU OF NARCOTICS, 403 U.S. 388 (1971) (federal prisoners)

2. I assert jurisdiction pursuant to the following additional or alternative statutes.

The court has jurisdiction 28 U.S.C. 1343(a)(3) Plaintiff seeks declaratory relief pursuant to 28 U.S.C., Section 2201 and 2202. "P" claims for injunctive relief are authorized by 28 U.S.C., Sec. 2283 and 2284 and Rule 65 of the Federal Rules of Civil Procedure. 42 U.S.C. §§ 1985, 1986 AND (APA) 5 U.S.C. §§ 702 et. seq. AND MANDAMUS 28 U.S.C. § 1361; DAMAGES 28 U.S.C. §§ 28 U.S.C. 2201-02;

VENUE

Venue is proper in this district PURSUANT TO 28 U.S.C. § 1391

(2)

(A) PARTIES

1.) SALVADOR MAGLUTA 'P' REG # 26012-037.
USP ADX FLORENCE. P.O. BOX 8500 FLORENCE.
CO, 81226-8500.

(a) ALL DEFENDANTS ARE SUED IN THEIR
OFFICIAL AND INDIVIDUAL CAPACITIES

(b) FBOP IS SUED IN ITS OFFICIAL CAPACITY

(c) ALL DEFENDANTS WERE ACTING UNDER
COLOR OF FEDERAL LAW OR STATE LAW

(d) ALL KNOWN ADDRESSES OF DEFENDANTS
TO 'P' IS OR WAS USP ADX. FLORENCE.
P.O. BOX 8500, FLORENCE CO. 81226-8500.

2) Federal Bureau of Prisons "FBOP" - 320 FIRST
STREET N.W. WASHINGTON D.C. 205334.

D-CLAIM-

Defendants Violate 'P' Constitutional Rights by Denying 'P' appropriate medications as they relate to 'P' Mental Health, by prescribing medications for medical and "MH" but not dispensing the prescribed doses, not actually dispensing the prescribed and only consented medications but dispensing medications that 'P' does not consent to, vehemently oppose, and has caused 'P' m.H. state to deteriorate continuously. Lying at each occasion the medications are dispensed by telling 'P' the actual medication is the prescribed medication when they know it is not.

As 'P' has raised 'P' is denied his medical file in spite of the fact 'P' records contain the majority of the materials that specify the violations the 'P' claims, has dates, periods, the medications and supporting records, notes, names specific dates and numerous Administrative Remedies that help identify facts, exhaustions and as such 'P' relies on the Production of those Documents to support his claims.

'P' will ask the court to order 'D' to provide

D-CONTINUED

with access to the needed documents.

"P" as raised is a "MH" inmate treated with therapy and medications for his entire time in the custody of the Federal Bureau of Prisons beginning in October 15, 1991. This is supported by the BOP medical and psychology records. "P" is also designated as an "S.M.I".

Prescribed Drugs

During this period "P" has been prescribed different drugs some with better success than others. Without records "P" will try to name some as best he can remember.

(a) Valium (b) Lofranil (c) Elavil (d) Buapar (e) Seloft

Beginning in 1994 "P" medication was changed to Elavil always accompanied with other medication of minor effects.

Elavil became the drug that has best served

D- CONT

the "P" and remained the main medication since 1994, without ANY ISSUE OF CONCERN "P" never complained or requested changes.

The change came in doses at times up to 250 mg right here at the A.O. when depression was more pronounced.

On or about late 2009 or early 2010 "P" dose was placed at 150 mg and Dr. Seron replaced the secondary medication at the time "P" and added Seroft. "P" believes it was Seroft at 50 mg in the morning (as a carry medication) and Elavil during evening pill time as it had always been.

This remained steadfast until "P" filed a law suit October 5th 2015. "P" Elavil prescription was due for renewal on October 12th 2015. "P" chronic care encounters are every 6 months which is when all medications are renewed.

"P" chronic care encounter was held on or about October -20-2015. Dr. Seron was the DR. pu-

D- CONT

responsible for the encounter and was also named as a "D" in "P" Complaint filed two weeks earlier. Present at the encounter was Miss Weist and Mr. as escorts.

"P" remembers his blood pressure reading high and believes his blood pressure medication Atenolol was raised to 2x daily instead of once and "P" Statin medication was changed according because THOUGH HIS THEN STATIN SYMVASTATIN WAS WORKING PERFECT SINCE EARLY 2000's he said ATORVASTATIN was better. Other-wise all other medications were to remain the same. Clarit, Seleft, and Massamaline...

All of "P" medications have always been self carry except Clarit due to policy is dispensed at pill line. "P" got all his renewed self carry medications for the next six months and moved on.

On November 30th 2015 "P" was denied his Clarit pill line medication by "D" Osage and "P" was told it had never been renewed.

That evening "P" was placed in suicide watch.

D- CONT

DR" Wolff from psychology addressed the "P" suicide status, addressed the medication issue with "D" Santini and Daagie. "P" was told it had not been renewed as a mistake and "P" Elmer was renewed (ON PAPER) as had always existed.

"P" will adopt "P" RR^s and Doc- 143, 143-1 and 143-2 from case 15-cv-02203 as exhibits to these claims. Documents and reports preserved will support "P" allegations. AR 897040 among others.

"P" asserts this WAS NO MISTAKE

Right at the time "P" filed his October 5TH 2015 Complaint "P" was already experiencing Mental Health issues with Psychology department and raised it in the October 5TH Complaint that triggered all the Criminal conduct perpetrated by Defendants.

"AR^s"

Some of the AR^s that address allegations and support "P" claims include 897040; 964546; 897040 has 9 exhibits it appears pages 52 of 121

D-CONT-

up to 121 of 121 DOC-143-1. In addition
 to ARS-923473-930193-931314-935864-746610-
 842836-852281-858258-960179-916861-963468
 969398-979462-979465-984140-990033-
 pending other medication issues in process

NOTE

"P" is being cognitively affected denying
 "P" to properly articulate claims

Had "P" possess his documents "P" could be
 able to be specific and relate each allegation
 to specific Defendants, specific medications,
 specific criminality.

"P" Elavil began to be denied and dispensed
 as Elavil and appropriate dosages when in fact
 this was a lie

"P" has 25+ years of Elavil, knows the drug
 in all facets and daily would question the dis-
 pensers if the drug was Elavil and appropriate
 doses. They all lied. Records will show who.

P

D

CONT

dispenses the medication daily. Some of the "D" are C. Olguin, Jones, Serber, Huddleson, Chacon, Orsago on few occasions, Williams --

Each Defendant lied about the drug and about the dosages.

Records in "P" medical files and AR's will show the amount of pills dispensed and records will show differences of examples 90 tabs when they should be 480 tablets 180 when it should be 318; 240 when should be 332; 728 when should be 824 360 when it should be 712; 306 when should be 828; These are just some of the records as appear "MEDICAL SUMMARY HISTORICAL" and should reconcile with the

Records that name "D's" and what they "SAID WAS DISPENSED" ALL RECORDS CONTRADICT EACH CLAIM BY "D" and prove other medications were dispensed.

DEFENDANTS DOING THE FALSE
PRESCRIBINGS

D- CONT

"D" Oba, Yutzy, Sterret, Sontini all have prescribed "P" Elavil knowing that "P" was NOT being dispensed Elavil and or the appropriate dosages. "see Records"

"D"s Dr. Mann, and Jon Dos, conspired with Prescribing Drs and Dispensing D^s to deny "P" correct medications prescribed and dispensed incorrect medications and or dosages.

POST SELF CARRY VIOLATIONS

Because "P" only had Elavil via pill line and challenged and records proved that "P" & Elavil medications were being replaced with medications like Risperidone, Effexor, Nortriptyline among others. "D" medications, after 27 years were taken and was forced to take them pill line which meant "P" no longer possessed the 30 day bottles.

"D" Osaie was honest and said to "P" that

D- CONT

monitors. Defendants Johnson and "D" Belzner had asked that "P" self carry medications be taken from "P". The reason immediately became obvious.

Defendant Seroski and Fellows said ALL THE MEDICATIONS HAD TO BE DESPENSED IN ONE CONTAINER TOGETHER AND IF "P" DENIED ONE MEDICATION HE HAD TO DENY ALL. "SEE ARS"

Immediately all of the "P" medications began changing shape, names, numbers, colors ... and obviously EFFECT.

This began on or about _____ and continues as of this date. ARS have specifics, records have specifics, emails have specifics and "P" will produce the drugs to support these violations. Recorded conversations can support "P" allegations, "P" video cut by staff and inmates will support claims.

"P" began demanding verification on paper

D-CONT

and "D" Fellow, and Jon Do's began denying each request. They would provide "P" literature of the prescribed medications but not pill book description of the medications.

Note "P" submitted so many AR's to preserve the look of each pill and what it was alleged to be. To protect his record "P" included Doc-143-, 143-1 and 143-2 in the motion since "P" knew they "D" would take his records and documents to hide MULTIPLE CRIMINAL CONDUCT.

One specific record that stands to mind appears in AR 93/314. "P" questioned and challenged that his Blood Pressure medication ATENOLOL pill was not the correct medication. "D" Jon Do would refuse to provide documentation and "P" got assured it was Atenolol.

AR was filed on February 13th 2018. The answer would have been simple.

- (a) it was to be responded in 20 days BP 9. it was not signed as responded until May 29-18.
- (b) for the first time they make an admission on paper with the drug name Atenolol, tying it to a specific description and trademark

D-CONT

dispenser change in medication structure.
Next "D" would deny each step of the exhaustion process.

NP
10-18

"P" will prove that the prescribed medication Atenolol is not the described medication "P" is dispensed. RECORDS PROVE and mistakes "P" will articulate for the court from records.

The same is true of Soloft, Atorvastatin, Elavil, the only drugs the "P" would consent to has consented to at specific dosages. All changed shapes, colors, numbers yet were represented and prescribed, dispensed as Soloft, Atorvastatin, Elavil and Atenolol by "D" as previously described.

The Atenolol was doubled without need. But also more important was the fact that "P" daily would ask for verification on new pill (2:3) & (6) marking and though told it was Atenolol "D's" would not respond causing "P" to deny 1/2 the dose daily. This is supported by records and the more response was to force "P" to totally deny to infer NONE COMPLIANCE and a hide fact it was not Atenolol. "P" was told by "D" Serber, by supposed

D - CONT

mistake that it was Metoprolol. This occurred when "P" Atenolol was again doubled to include "P.M. When "P" looked at the new pill supposed to be Metoprolol it was the same pill he would get in the morning that was finally confirmed on paper as Atenolol and "P" told the "D" Serber of that fact. The next day "D" Serber stated she had made a mistake and that it was Atenolol... "P" asserts this was NO MISTAKE"

OTHER PILLS

"P" has been dispensed pills like Efferer, Respiridone, Trazedone, (HAS RECORDS FOR OTHERS)

- (a) Pill - ~~123~~ (213-1.6) blue, as 50 mg pill of Soloft
- (b) Pill - yellow, oral, (153) marking as a 20 mg pill of Atorvastatin
- (c) Yellow - oral, (161214) as 100 mg pill of Soloft
- (d) Yellow - large (1 8) # 1) also as a 100 mg pill of Soloft
- (e) Round reddish - (44/431) as a 50 mg pill of Elavil

"P" was prescribed on 8-8-18 a pill that

11-30-2018 - RPT. 8-B-18

PAMELOR = Nortriptyline as Elavil.

HISTORY

"D" Olquin dispensed this drug as Elavil, "P" daily questioned the medication, said it was not the ~~for~~ Elavil and explained the awful effect it had on "P"

"D^s" Olquin and other dispensers would continue the dispensing until the side effects got so bad that "P" sugar level dropped to 50, and "P" would get rage. When they saw that, they would then ease the Pamelor and provide more of Elavil. This was continuous since early 2016. AFTER OCT-2015 LAW SUIT and Pamelor was prevalent in "P" dispensings, until just recently and without consent, knowing that "P" was quite specific against the use of any drug other than those consented to and had specifically signalled out Nortriptyline.

"P" became aware of the name by two inmates

16
iv-c

D - CONT

"D" Bradshaw and another inmate in 2016.

(M, October 2016)

Because D's, all dispensers, were aware of the glucose side-effect they would bring the pill line during the time meals were passed out. P.M.

"D" Medina and Adams would ask "P" if he was going to take the tray, he would then signal yes and or no to P.A. Webb, and she would then adjust which of the medication package to provide "P". She was new and I let her for her because she walked into the saltpert in "P" cell thinking "P" was taking a tray, when she realized "P" was not she said 'oops' I have to change envelope. SHE WAS USED, the others just maliciously did it. (RECORDS & MY NOTES HAVE DATES and description of incidents)

On or about August of September 2016 "P" had a bad deep depressive bout. "D" Marm, said that the "P" should not worry that the Elavil was going to be reinstated as prescribed (THAT WAS NOT SUPPOSE TO HAVE BEEN THE CASE) see by records. It also served as a conduit to "P" deep depressive bout.

D - CLAIM.

On another occasion 'P' was not well, 'D' Mann was not available, Unit Manager Porco called Dr. Wolff, who came to see 'P' addressed the issue, said she would tweak the medication, returned the next day and in Porco's presence stated it was going to be resolved but not that the dose was raised.

THIS WAS BECAUSE SHE REALIZED (NOT HER FAULT OR RESPONSIBILITY - SHE WAS OUT OF THE LOOP) that 'P' was not being prescribed, dispensed correct dose which caused 'P' depressive bout.

Dr. Wolff was the Dr. that also happened to be on call the day, 11-30-2015 'P' was placed in suicide watch as result of 'P' not having his Elavil renewed. She addressed the issue on Dec-1ST 2015 and 'P' medication was prescribed. See - AR-897040... Does appear there.

On October 2017 'P' was moved to KB unit. This unit is where 'D' placed 'P' with Terriest Nichols and Kazynski. 'D' Bradshaw came to tape and or documents issues related to 'P'

'D' Bradshaw's first words were, I found that Nortriptyline does you some bad side-effects

I don't know why it does not bother me. "I take it"
 (a) this is second time I can tie a name to the drug being dispensed causing side effects
 (b) how would he know I was on Bichetorepic med and Nortriptyline was somehow related.
 (c) Then he questioned about attorneys, money.
 (d) He then stated that Nichols was the guy I should interact with.

'P' responded, I represent myself, I have no money, don't come talk to my door I don't speak to Terrorist and don't need him to give me any document.

The Nortriptyline issue continued. On 11-27-2016 'P' was approached for blood work. Officer Schokey asked if 'P' would do blood draw, 'P' had never refused since 1991.

Miss Templeton had done blood draw on me for years. She is the best at her craft. I respect her and have told her. At the USP we would chat during blood draw and there was no inmate she could not get blood from. From any area of body do to drug use.

D-CONT.

"P" was glad his blood was being checked because this would reveal Elavil levels and "P" knew he was not being properly dispensed.

Miss Templeton poked twice on "P" arm, said that she would return on Monday 30th of November and to drink water. She looked at my face and I needed to ask no more.

During that weekend I was blasted with Elavil and what was supposed to be Elavil. On Monday she drew blood without issue. (I DRANK NO WATER)

On December 6-2016 "D" Gutzky saw "P" for first time. He had blood results on hand but said they had not yet come back (THAT WAS A LIE) "P" explained what had occurred with blood draw, weekend blast, he reversed the conversation in his report. And when "P" saw report eventually "P" suspicions were confirmed. As have Gutzky, Manns, and others has revealed.

THIS SECTION ALSO APPLYS TO EXAMS PARTS.

"P" has continued to only request correction of meds without causing "D" OBA an issue because he has

D-CONT

been used by Dr. Stessel Gutny and Mann as well as other health service D's. So though the 8-8-18 report is known and I've documented it, I had not brought it up.

On April 2019 shortly after a suicide attempt on March 21, 2019 (caused by D's and the illegal drugs), "P" had his chronic care encounter with Dr. OBe and escort Collins was present.

During the encounter, "P" tried to relay a medication was badly affecting "P" without putting the name out. "P" then asked Eldrick be raised and "P" medications return to self carry as before.

* "D" Collins, who is not a Dr. or medical interned and said "Did you not just try to swallow a bunch of pills." I then said, you want to open that door, I said there were the illegal pills you saw in my mouth for over a year and never questioned me because you knew what they were and what not to ask.

or "P" then turned to "D" OBe, and asked what was the pill he prescribed in the 8-8-2019 report named PAMELOR. He lowered his head and new on paper and in person confirmed "NORTRIPTYLINE" FINALLY.

22

11-11

D-CONT

The report also expands on Pomeler, and states I will (continue) the "D" on Pomeler until he sees... I believe "D" Yutzy. Again confirming a continuous on-going criminal violation by All D's named throughout these issues, conspiring, and or participating.

The medications "P" previously described and numbered.

"P" began requesting verification in writing of the information that appears on the sticker prescription that appears on the dispensing bottle. It names the dosage, the name of the medication, a description of the medication, and the numbers shape and color of the pill.

Every inmate gets that. "P" filed "R.R." several with requests, personally addressed "D" fellows for the information, on several occasions as well as to "D" Sirocki and Jon Bo. from pharmacy as well as Dr. Worldly and the dispensers.

All "D's" named to include Dr. Mann, Sirocki and ABo. refused to provide the requested information. "D" Jon Bo, would only send information on the effects.

D - CONT

"D" OBA prescribed a medication (NEED RECORDS) that he never told "P" he was prescribing. Did not state what it was for, "P" was denied the mandatory "Patient information form" and for months "P" refused to take the medication until he was provided the medication information and reason.

"P" made request to P.M. dispenser, mostly "D" Serber, "D" Serber herself submitted cap elts that "P" gave her. The records for medication will show that the dispenser would daily note the reason "P" refused the medication. Eventually "P" never took the medication and it was discontinued. (THIS DOCUMENTATION APPEAR ON THE BOTTLES AND COME WITH EVERY MEDICATION.)

"D" Fullow and Jon Do from pharmacy never responded to requests. (see records).

"D" Oragie did the same by prescribing two medications without telling "P" he was going to do so and for what. (see records)

"D" OBA refused to send the back pill information that "P" requested to him on April 2019 Email

D CONT

Finally, 9 months later 'D' sent duplicate copy of the pills as described by the 'P'. They were sent prior to 'P' scheduled move from ADX. Once 'P' has remained, the 'B' records were taken and 'P' does not have the exhibit.

'P' asserts that out of five medications only one - Serethyroxine may correspond truthfully.

'P' gave one to Dr. Mann during a psychology session (see 'P' notes) Dr. Mann refused to take the pill. This is telling because.

(a) 'P' should not have possessed the pill and 'D' Mann should have taken the pill and processed the issue. IT WOULD REVEAL THAT (213/1-G) is NOT a 50 mg pill of Soloft as they assert.

On 9-19-19 'P' had his 3 AM medications were in his cell, 'P' got written up. Though the individual that wrote the incident report said 2 of the pills were whole, medical refused to identify the pills and 'P' incident report was expunged by, Alleged, Counselor Weise, after 2 weeks. It was 1R-3305742... NO where does the report identify the two whole pills to avoid one more lie and criminal act.

D CONT

The 3 pills were pill (# 213/16) (M/231) and the crushed pill should have been Serophytine.

Even the ALLEGED crushed pill could be tested and identified by medical since they would know what to test it against. They do that with urine samples even when they possess no actual pill.

"D" Sterret tried to use the excuse to discontinue "P" Elavil one week later. After the discussion he agreed not to change it.

Because the "D" Sterret knew "P" was not getting Elavil as prescribed, he began introducing Elavil into "P" medication for first time. Because the sudden change from 0 mg to 150 mg they observed "P" having difficulty when rising so to cover both criminal conduct, "D" Sterret discontinued "P" Elavil. "P" has asked it be re-instated at a lower dose, coupled with real Seofit which is what has worked for 25+ years and re-instate properly prescribed medication that "P" consents to for 25+ years and never complained it did not work.

"D" Mann, Johnson, stated they would address

D-CONT

the issue. Dr. Mann said it on 9-30-2019 and Dr. Johnson on or about Oct.-8-2019. As of today Oct-21-2019 no one has responded nor even provided the courtesy of suing 'P'

'P' MH continues to suffer and deteriorate and according to 'D' there are no Dr's around.

'D' Mann and have said 'P' would be seen in early August to September. Then said Early October. 'P' has not seen 'D' Chetzy, the main psychiatrist, as promised by him and all medical staff and 'D's. Since July 2017. and he is supposed to see every ~~two~~^{three} months or

'P' TRO - Preliminary Injunction request submitted on October-16-2019. CERT# 7018-0360-0002-2081-9786 to case # 19-02222-GPG. 'P' adopts the motion as part of this count and Complaint.

SYMVASTATIN - ZOCOR.

This drug was used for 'P' life long cholesterol and triglycerite issues. 'P' blood work was always correct. 'D' doubled the dose without need and

D - CONT

1 "D" Mann and sabotaged "P" M.H. treatment to
 deteriorate "P" M.H. on or about (DOCS HAVE DATES)

2 "D" Mann was present with "P" then assigned psychologist
 DR. The encounter included PSYCHIATRIST
 who had been summoned inspite "P" hesitation to "tweak"
 "P" M.H. medications. "P" was going through a rough
 stretch. At the time "P" was prescribed 150 mg of Elavil
 and 75 mg of Soloft. "P" therapy with DR. was
 going well but DR. felt there was too little Soloft
 at 75 mg. "OH THATS NOTHING" and wanted to double
 it. "P" vehemently objected and agreed to raise it
 25 mg to 100 mg. PERIOD.

3 When "P" got his new prescription "P" saw that
 D's had raised it to 150 mg. "P" personally and
 in writing addressed DR. and she documented
 that "P" agreed to total of 100 mg. and WOULD NOT
 TAKE 150 mg. "P" also complained about the whole
 encounter which was totally focused on questioning
 "P" about a totally unrelated issue which "P" had
 currently in the District Court.

"P" DR. documented ALL of it. (see reports)

D-CONT. (10-22-19)

✓ Shortly after "P" Psy Therapist was replaced by "D" Kimble who proceeded to venture into "P" legal issues, declassify "P" MH designations and change another Drs' Conclusions. All of this is documented. And led to "P" naming DR. Kimble on the October-5-2015 civil Action # 02203-Rm Kim.

✓ This resulted in after "P" suit replacing "D" Kimble with "D" Mann, who multiplied the efforts to tamper with medications as has been raised.

* She never acknowledged her presence during the "P" allegations of and "P" kept that to himself because it was obvious what her presence was for and recently "P" brought it up in a session and she quickly responded. "OH I forget alot of the past"

* The encounter also falls under, the Compliance sector.

"P" has asked his therapy encounters be recorded in full to preserve the evidence. "D" Mann and Kimble both refused to do so. (ANOTHER REASON "P" CONSTANTLY REQUESTS POLYGRAPH)

D-CONT

"P" medical files have numerous false refusal forms that "P" refuses to sign when he refuses an encounter. (THIS IS TOTALLY FALSE) Records and "P" post practice will prove why they don't bring the "P" the refusal forms to sign. RECORDS WILL CONTAIN DATES AND FORMS

"P" lately was provided 3 forms for allegedly the same medical request. The forms were provided ONLY AFTER "P" insisted. "P" rights the reason for refusals and they don't like that because the refusals are justified and when not, "P" puts an honest answer. (RECORDS)

"P" blood draws are manipulated. see notes and records as well as dates.

D's manipulate weights. "P" has never weighed 259 lbs. as D King records nor has "P" weighed 180 lb. or less since APRIL 2~~nd~~ 1997. "P" records can show the absurdity of the numbers, how some numbers are manipulated by D's Studdleson, Rodriguez and Collins as well as Jon Des. - notes and records have "P" support.

SYNVASTATIN - ZOCOR.

This statin was prescribed without issue for

D-CONT

years and blood work supported it worked as prescribed. "D" Santini doubled the dose unnecessarily, "P" objected. To address issue and hide true intent "D" Santini stated that Symvastatin was no longer going to be prescribed and they were changing to the drug Atorvastatin that was better and changed it.

"ISSUE INCLUDES COMPLIANCE"

"P" has requested medical records through-out his incarceration with-out issue. "P" began using medical records to support allegations of medical claims.

"D" Fetterhoff after asking "P" make his request on a monthly basis to assist her in providing them easier do to different sections to be addressed. Each time, "P" proceeded to do as she requested and "P" was happy.

Once "P" used records to divulge allegations against medical staff "D" Fetterhoff refused to supply records timely, would hold them back for months almost a year, and would provide them when "P's" access time would be limited.

The "P" records, AR's have all supporting evidence.

D-CONT

ACTS NONE COMPLIANCE

"D" King on July 2016 (DATE?) Prescribed "P" a new blood pressure medication even though "P" (a) was not told (b) was told visit was for M-H. C.C.

"D" elgum dispensed the new "BP" (records have dates and names). "P" was not expecting. "P" said his "BP" was correct, she said King was good Dr. I said I would not take.

I wrote to Dr. OBA who was the person in charge and also to MP Osagie.

(a) Osagie came to see me, said due to records not to take it, but chose NOT TO TAKE pills. Upon information and belief this was done to count "P" meds per bottle and state he did not take.

(b) Dr. OBA responded in writing and said "NOT TO TAKE" all appear in medical files and Osagie documented encounter.

Double Atenolol

"D" Santini had already, without need nor

D CONT

proper monitoring doubled "P" Atenolol in October 2015 as soon as "P" had named him as a "D". This was done knowing "P" would challenge the use of "BP" drug changes without first being monitored. And prove non compliance and challenge "P" newly filed Complaint. 15-cv-02203.

EAR INFECTION.

"D" OBA, and Jon Do. created a false ear infection. Miss Jon Do escort was present, "P" said he had not complained about ear ache but "D" OBA said let me look and created false records, prescribed needless antibiotics, and two weeks later doubled the antibiotics, without need.

"P" Complained antibiotics were messing "P" stomach. "D" Jon Do. came to see "P" (name is on records as are date) she was accompanied with "D" Collins who came to count pills and gave false count as D JON DOE said "THAT WAS FAST". "D" Jon Do. did not return with change of antibiotics but all of a sudden "P" no longer needed antibiotics for this horrible infection. "see records"

D-CONT

"BP" BLOOD PRESSURE READINGS

Blood pressure readings were altered by "D" King and "D" Santini to justify adding "BP" medications. The only time "BP" readings changed was during "CC" Chronic Care encounters. "P" blood pressure was taken when "P" was chained behind his back.

"P" records will show that when "P" blood pressure was measured weekly his blood pressure read in 70^s and low 100^s or below. (see records)

This is EXTENSIVELY DOCUMENTED.

NOTE - BEING GASED - 206" 10-18

Some of these allegations related to "BP" and "D" names appear in AR 931314, amongst numerous other documents where vitals appear.

VIOLATIONS

All Defendants conspired with each other known and unknown to violate "P" Constitutional, Statutory and all raised jurisdictional rights. AND

(a) Retaliated against the "P" for the exercise of seeking access to the courts and exercise of the "AR" Administrative Rights.

(b) All Defendants violate the A.P.R. as they act outside authorized procedures.

(c) All Defendants violate "P" Equal Protection.

(d) All Defendants violate "P" Eighth Amendment by the allegations raised against each specific or to be named specific actions as raised.

(e) all for Dos. violate all claims as specifically alleged and others as information is made available will be named and identified.

(f) All Defendants violate "P" First Amendment as alleged

(g) Defendants violate "P" due process as alleged in their conduct. Procedural

(h) Defendants violate "P" substantive due process as alleged in their conduct.

(i) Defendants Retaliate against known past, present and prospective legal claims.

E. PREVIOUS LAW SUITS

(Yes)

To the best of "P" Recollection

Southern District of Florida

All filed by Counsel.

Magluta v. Warden, 02-CV-21335- Resolved Informally

Magluta v. Warden, 03-CV-21055- Resolved Informally

Magluta v. 11th Circuit 83-CV-1189 - Unsub of Claim

Magluta v. U.S. B.O.P. 92-CV-1937- Resolved informally

Magluta v. Fitzpatrick-93-CV-1438- Resolved informally

Magluta v. KNOWELS et. 95-CV-1110 - Resolved Informally

Magluta v U.S.A - 96-CV-1668 - related to criminal case.

Magluta v. Whalex- 97 CV-1490- resolved Informally.

Magluta v. Hare, - 99-CV- 900- resolved informally.

TEXAS.

MAGLUTA V. CHANDLER, 99-CV-497- I believe it was dismissed when "P" was transferred to Miami.

E-CONT.

E-CONT.

COLORADO.

Magluta v. BOP, 08-CV-404- Settled.

Magluta v BOP, 07-CV-2381- Voluntarily.

Dismissed without prejudice.

Magluta v BOP-15-CV-02203. Dismissed
currently under appeal before the 10TH CIR.
Case # 19-CV-1130.

Magluta v- USBOP-15-CV-00318- Voluntarily
Dismissed without prejudice

Magluta v- USBOP-19-CV-02222- Current

(F) ADMINISTRATIVE RELIEF.

1. (Yes) there is a formal grievance procedure.
2. (Yes) I did exhaust 'A.R.'s.

VIOLATIONS

All Defendants conspired with each other known and unknown to violate "P" Constitutional, Statutory and all raised jurisdictional rights. AND.

(a) Retaliated against the "P" for the exercise of seeking access to the courts and exercise of the "AR" Administrative Rights.

(b) All Defendants violate the A.P.A. as they act outside authorized procedures.

(c) All Defendants violate "P" Equal Protection.

(d) All Defendants violate "P" Eighth Amendment by the allegations raised against each specific or to be named specific actions as raised.

(e) all Jon Dos. violate all claims as specifically alleged and others as information is made available will be named and or identified.

(f) All Defendants violate "P" First Amendment as alleged

(g) Defendants violate "P" due process as alleged in their conduct. Procedural

(h) Defendants violate "P" substantive due process as alleged in their conduct.

(i) Defendants Retaliate against known past, present and prospective legal claims.

SALVADOR MACLUTA

FEDERAL BUREAU OF PRISONS 'BOP'

DR. FNU MANN.

DR. FNU STERRET

DR. FNU YUTZY.

DR. FNU OBA

DR. FNU SANTINI.

DR. FNU. JOHNSON.

DR. FNU BETZNER.

- CONT →

DR. DMD DONALD ROSS.

DR. MDD DIXON ROBERTS

DR. FNU KIMBLE

DR. FNU KING DO/NCR MAST PHYSICIAN

(A) PARTIES.

1) SALVADOR MAGLUTA 'P' REG # 26012-037.
USP ADX FLORENCE. P.O. BOX 8500 FLORENCE.
CO, 81226-8500.

(a) ALL DEFENDANTS ARE SUED IN THEIR
OFFICIAL AND INDIVIDUAL CAPACITIES.

(b) FBOP IS SUED IN ITS OFFICIAL CAPACITY

(c) ALL DEFENDANTS WERE ACTING UNDER
COLOR OF FEDERAL LAW. OR STATE LAW.

(d) ALL KNOWN ADDRESSES OF DEFENDANTS
TO 'P' IS OR WAS USP ADX FLORENCE.
P.O. BOX 8500. FLORENCE CO. 81226-8500.

2) Federal Bureau of Prisons "FBOP" 320 FIRST
STREET N.W. WASHINGTON D.C. 205334.

B JURISDICTION

1. I assert jurisdiction over my civil rights claims pursuant to:

X 28 U.S.C. § 1331, and *BIVENS v. SIX UNKNOWN NAMED AGENTS OF FED. BUREAU OF NARCOTICS*, 403 U.S. 388 (1971) (federal prisoners)

2. I assert jurisdiction pursuant to the following additional or alternative statutes.

The court has jurisdiction 28 U.S.C. 1343(a)(3) Plaintiff seeks declaratory relief pursuant to 28 U.S.C., Section 2201 and 2202. "P" claims for injunctive relief are authorized by 28 U.S.C., Sec. 2283 and 2284 and Rule 65 of the Federal Rules of Civil Procedure 28 U.S.C. §§ 1985, 1986 AND MANDAMUS

28 U.S.C. § 1361; DAMAGES 28 U.S.C. §§ 28 U.S.C. 2201-02;

VENUE

Venue is proper in this district PURSUANT TO 28 U.S.C. § 1391

X

"P" Complaint relates to a Retaliatory Conspiracy that "D" have perpetrated on "P" medical, dental and Mental Health. In the process deteriorating mental health, physical and dental health. In the process they have neglected "P" request to see medical doctor, Dentist and Psychiatrist. Have discontinued prescribed medications without notice, dispensed medications without notice nor consent, lied about the medication being dispensed, prescribed un-necessary doses by doubling doses on medications which were not needed, denied records both medical and psychological, made false statements on records, both dental, medical and psychology, false procedures as if performed, denied medication information, manipulated blood work, weight readings and

C - NATURE CASE CONT.

Blood pressure readings to justify illegalities and create a status of non-compliance for the "P"

"D's have used infusion of substances to not only affect "P" cognitive substances functions as in efforts to prepair this court pleadings and amongst others to feign "P" Mental Health responses to legally dispensed medications. (NOTE) (as I am writing I have just been denied my psychotropic medications) (10-27-2019 PM - RN SANCHEZ)

"D" Conspire and Retaliate and in the process violate "P" access to the courts, freedom of speech, due process,

This claim is merged with "P" claim in Action 19-CV-02222-GPG before this District Court but has additional facts and defendants. This claim is medically driven and "P" is submitting it as a new Complaint and will heed to the Court's direction of whether to merge the claims or the Court's direction.

"P" access to his legal, medical and other records were removed from the "P" on September, 19, 2019.

As of this date the necessary documents or access to them continues to be denied by "P" alleged new counselor "D" Weiss. "D" Colson has refused to address the counselors responsibilities as unit team is required and "P" Unit Manager "D" Porco has yet to see "B".

"MH" MENTAL HEALTH MEDICATIONS

"BOP" has treated "P" "MH" with medication and therapy since on or about 1991 after "P" incarceration.

Some of the drugs used include, Vanav, Tofranil, Elavil, Buspar and Soloft.

Beginning in 1994 Elavil became the main and consistent drug of "P" MH care and per records remained so until October 2019. The secondary drug was settled as Soloft and in combination seemed to work effectively, while properly, prescribed, and dispensed. "P" never raised issues related to its affect.

As separately raised and documented "P" filed an action in this District Court on October 5TH 2015 NO. 15-CV-02203-RM-KLM. Triggering the following

On October 12TH 2015 "P" Elavil was to be renewed "D" Santini had "P" chronic care encounter scheduled for October 20TH 2015 at which time any medication issues are addressed. These encounter are to be

D-CONT

"D" DIB Chacon; PA Wells

Though "P" Elarel was continued, these named "D" continued to deny "P" Elarel dosage as prescribed and or replaced it with other medications.

Pill line medications are prepared by the individual doing the dispensing by rule. The individual not only crushes it, packs it, but also is the person that orders the re-fills to keep the medication current.

Medical records reflect who dispenses the medication each day, time and amount. See Medication Administration Records and Medication Summary. Historical record shows how many pills were actually provided by Pharmacy for dispensing in a specific period of time and both records must reconcile.

From that period of December 1ST 2015 forward "P" was denied the prescribed Elarel, as prescribed and or the medication was replaced without

needs denied "P" medication and resulted in triggering suicidal ideations, depression and anxiety causing "P" to be placed in suicide watch by the, on call Dr., Wolff.

The next day Dr. Wolf addressed the issue and was told by "D" Santini and ~~the~~ Craigie it was a mistake and "P" Elavil was reinstated on paper only.

"P" DOC 140; and 143; 143-1 and 143-2 contain reports to support "P" allegations and the reason being that "D" Santini forgot was a LIE.

"P" Elavil issues and denials continued.

ELAVIL.

Due to its classification this drug is not provided self carry and must be dispensed crushed by medical personnel daily.

Those responsible in dispensing "P" Elavil were "D" C. Quinn; "D" RWH Huddleston; "D" KDS Serby; "D" R.T. Jones; "D" AIO Craigie "D" L.D.W. Williams

D-CONT.

scheduled every six months and "MH" encounters every three months.

During the October 20th 2015 encounter "D" Santini,

(a) doubled "P" Atenolol with-out need (NOTE)
(THIS ALSO APPLYS TO COMPLIANCE SECTION).

(b) had "P" weight improperly recorded. - (WITH
OUT RECORDS ITS HARD TO ARTICULATE THE ALLEGATIONS)
among other false information (APPLYS TO FALSE DOC.)

(c) Never re-newed "P" Elavil medication after
21 years. "P" did not find out until later since
"P" was never told and the dispensers continued to
dispense the medication until November 30th 2015

On November 30th 2015 "P" was denied his Elavil
and "P" is treated for Major Depressive Disorder
was treated for anxiety and panic disorders.
This resulted in "P"

By failing to re-new "P" Elavil "D" Santini's
deliberate Indifference to "P" serious health care

D-CONT

with other drugs without "P" consent or knowledge assuring "P" daily he was receiving his 200 or 150 mg of Elavil as prescribed. "P" daily challenged and challenges that his Elavil was not being dispensed and/or as prescribed.

Records will support "P" allegations as well "P" personal notes that include admissions by some dispensers of the alleged dose or medication, as well as "P" "AR" which have specifics of dates and the discrepancies. "P" section of adopted records will have specifics "P" does not possess.

These records will show that 306 tablets were dispensed when the total should have been 828. This is just one example of what the records will show in support of "P" claims and who was responsible for the dispensing in those periods. And "P" notes have additional information. As an example of was July-24-2018 P.A. Edwards admitted that he was dispensing 100 mg of Elavil when the prescriptions and assurance of dispenser "D" Serby was 200 mg. Edwards just filled in for that night and was not in the scope. There are many examples of such violations.

D-CONT.

SELF CARRY REMOVAL TO BE ABLE TO USE.

"P" OTHER MEDICATIONS TO VIOLATE "P" RIGHTS PREVENTING "P" THE ABILITY TO KNOW THE MEDICATIONS BEING DISPENSED AND INSERTING UNCONSENT UNPRESCRIBED MEDICATIONS.

- (a) "P" is treated for Ulcerative Colitis since 1992 - ^{500mg} Mesalamine has been the prescribed medication and has worked well
- (b) "P" is also treated for high blood pressure since 2006 and Atenolol had been the prescribed dose without issue at 50 mg.
- (c) "P" is treated for cholesterol and triglyceride issues since the 1990's and Simvastatin at 40 mg was the prescribed dose without issue. - Later changed to Atorvastatin.
- (d) Sertraline - Zoloft - has been prescribed at a dose of up to 75 mg since or or about @ 2009 or 2010. This dose was kept at this amt since "P" was simultaneously on 150 mg of Elavil. (ALL WITHOUT ISSUE)

Each and everyone of these drugs at the prescribed dosages worked perfectly without "P" raising concerns not necessarily of change.

All these medications were self carry, self carry medications

D-CONT

are provided to the "P" with a 30 day supply and the "P" submits for re-fills once a month. The dispensing Summary Records will prove the process. This allows the "P" to space his medications appropriately and consistently and know what the actual medication is. Dose, look, identity without concerns.

After years of taking these pills "P" knows the look, and the effects.

Because "P" was able to reveal that his Elavil was being tampered with "D's Oba, Zutzy, Stenret, Johnson, Bitzner, Sereski, AAHSA 7 and Jon Das conspired to remove "P" self carry medications after 28 years without issue.

Compliance

Each self carry medication was doubled in doses by "D" Santini, "D" King, "D" Oba. [NOTE) LEVOTHYROXINE WAS ALSO PRESCRIBED SINCE 2012 AT 25 mg]

This was done without need, over "P" objections as Psychology records will show that Dr. Mann was

D-CONT

present when "D" Jon Do ("P" DOES NOT RECALL THE PSYCHIA-
TRIST NAME ALSO PRESENT NEED RECORDS) Doubled "P"
Sertraline. (a) "P" did not want to raise it (b) after constant
push "P" said yes to 25 mg. raise and would not take if felt it
was not needed. (c) "P" made this well known to his then
assigned - PSYCHOLOGIST - who noted "P" objections about
the whole encounter to include Soloft issue. "P" main con-
cern was that Dr. Seron had said that due to 150 mg.
of Elavil "P" should not take 150 mg of Soloft simul-
taneously as well as "P" did not feel that it was needed
SINCE ("P" WAS DOING FINE WITH THE 150 mg OF ELAVIL
AND CURRENT SOLOFT DOSE AT THE TIME)

This encounter was also used to impermissibly
probe the status and circumstances surrounding "P"
legal transfer to the ADX and current law suits pen-
ding before the courts against B.O.P. to which "P"
constantly objected.

Shortly after "P" psychologist documented the
encounter she was replaced by "D" Kimble and who
continued to inquire about impermissible legal
endeavors over "P" objections. (SEE OTHER SECTIONS)
as this will be further addressed.

D-CONT TWO - (I)

The inappropriate doubling of 'P' dosages had numerous illegal acts but in part was done to prove non-compliance, since they knew 'P' objected and would not take them, and justify why 'P' conditions being treated existed, and eventually take 'P' self carry medications to criminally dispense other medications that 'P' did not consent to.

ATEMOL. LISINAPRIL

"D" King prescribed Lisinopril. Never told "P" "P" did not take it and immediately addressed "D" OBA and "D" Osagie. Both agreed with the "P", told "P" not to take it. "P" blood pressure readings were well below the normal range. This appears in medical records. "But" "D" Osagie told "P" to hold on to the pill bottle.

(TAMULOSIN^{SH})

Without records "P" can not be specific, but
 (a) "D" OBA prescribed this medication without
 (i) stating it to the "P" (ii) what was the purpose
 (b) "D" Jon Do never provided the mandatory patient information form. "P" requested it daily before taking the medication. (MEDICATION ADMINISTRATIVE RECORDS WILL

D-CONT

II

show "P" daily request and reason "P" would not take the unknown pill. (i) "P" was told that since he is no longer on self carry dispenser would not supply the patient information form. (ii) Records will show all efforts "P" made to receive the records.

(c) "D" Fellows denied the records request on a timely basis. (i) AR 970169 contains support evidence (i) caused "P" medication to be discontinued for lack of information.

AMOXICILLIN

This antibiotic was prescribed by "D" OBA on 2, consecutive dates (9-16, & 9-2) for an ear infection that never existed. Nor had "P" made a complaint at the time.

"D" Jon Do. conspired when she came to address "P" complaint about AMOXICILLIN side effect.

"D" Collins and "D" Jon Do. conspired in the process knowing it was just to prove non-compliance and to count pills.

D- CONT

"P" Does not possess the necessary records to expand on this section.

"P" knows he has been prescribed other medications like Serazoin, Neomycin, Buzonate, Carbamide Peroxide amongst others but can not expand and will do so when available, discovery.

D-CONT

FACTS OF UNCONSENTED MEDICATIONS
BEING DISPENSED AS CONSENTED MEDICATIONS
MEDICATIONS AGAINST "P" SPECIFIC OBJECTIONS
AFTER SELF CARRY WAS REMOVED.

ATENOLOL

"P" has taken his self carry medications for years
and knows the look and effect of his medications
Because "D" could not tamper successfully with
just Elavil "D" compromised "P" health by:

ATENOLOL

(a) Was changed from a pill known to the "P" to
a pill with the marking of m on one side and 231 on
the other.

(b) the "D" Dr. Fellows and Jon. Dos refused to confirm
this new pill was Atenolol though the "D" dispensers
would say it was.

(c) "P" would only take 1/2 the doses until confirmation
on paper. (see records)

(d) "P" filed AR 931314 in part requesting confir-
mation. see 143-2 (57-81)

(e) After almost 4 months "P" was assured the above
described pill was in fact ATENOLOL.

D-CONT

(f) shortly after "D" Serby began dispensing this same pill during evening pill line. On the first night she said "P" had a new pill for the heart called "METROPOLOK"

(i) when "P" looked at the pill "P" said this was the same pill that "D" described or confirmed as Atenolol.

(g) The next day "D" Serby stated that I was correct and it was Atenolol. "P" Upon information and belief believes this to be a lie and the delay in providing the information also relates to "P" right.

SERTRELENE - Seloft

"P" has taken Sertiline Pills in 50 mg. forms as well as 100 mg. pills and is aware of its components and effects

(a) "D" have dispensed pills as if Seloft. "P" does not have all the descriptions but some are

(i) Pill- 50 mg. -(213/16) markings

(ii) Yellow (214/) as 100 mg.

(iii) Yellow (1 8)(□) as 100 mg.

others appear in "P" documents and "P" could be more specific in other ways if need arises

(iv) "D" Fellows and Jon Do³ refused to provide "P"

D - CONT

the identification information that appears on my self carry medication bottle for months see ARS - "P" notes, "P" medical files...

(v) eventually "P" was provided a duplicate copy of the description of the pill (ONE) on or about September 2018 but "P" records were taken on 9-19-19 and no longer possesses them.

(vi) "D" confirmed that pill (213/16) was a 50 mg pill of *Seloft* "P" asserts it is not and upon information and belief this pill is a 1 mg pill of *TRAZEDONE* a pill "P" refused to consent to take. Records will support "P" claim.

(vii) "D" Jones tried forcing "P" to take the pill claiming "P" had a verbal contract.

(viii) "D" Mann refused to take the pill when "P" brought it to a "MH" therapy session, claiming that this was the pill dispensed as *Seloft*. "P" also brought a bottle of *Thuprophon*... (see Elavil)

(ix) all "D" dispensers have dispensed this pill as a 50 mg pill of *Seloft*.

D-CONT

ATORVASTATIN. 20 MG.

"P" has taken this pill self carry for years.

(a) This pill was always white with a 20 on one side.

(b) "D" began dispensing a yellow pill with a 153 number, claiming it was a 20 mg. pill of Atorvastatin.

(c) Again after months this was confirmed as a 20 mg pill of Atorvastatin. Evidence will show this is not a 20 mg pill of Atorvastatin.

(d) Evidence will show this medication was a MH medication that badly affected the "P"

LEVOTHYROXINE PILL 50 mg

This medication normally is white with a 50 number, fragle, . "P" must wait for records to specifically describe the medications dispensed as a 50 mg. pill of Levothyroxine. "P" notes and other evidence will support he was not dispensed this pill.

D - CONT

"PAMELOR - NORTRYPTILINE"

HISTORY

This medication has been dispensed as if it was Elavil beginning in 2016 up to this year without consent, over objection and causing "P" horrible consequences.

"P" kept complaining he was not being dispensed Elavil as previously stated.

"P" first heard the name from an inmate that "D's" for D's were using to entrap "P" into misconduct while "P" was in D Unit. This inmate was known as Tommy Silverstein, who had been on no human contact like status since he killed some BOP officers. (THIS WILL BE DISCUSSED LATER)

Mr. Silverstein brought it up in the context of trying to extract information about "P" use of Elavil, why "P" took it etc. He said he had just been changed to this medication and how great it worked for him. "P" noticed this was a related drug to Elavil, AMITRYPTILYNE, without

the sedative affect and later found out the side effects that coincided with "P" claims.

"P" saw the name next when blood work for Elavil came back "EXTREMELY ELEVATED" and the name Nortryptiline appeared. "P" blood work for Elavil (NEVER WAS ELEVATED AND SPECIALLY NOT AT THOSE EXAGGERATED LEVELS)

"P" next hears the name from another inmate sent by "D" Oland and Jon Do. to extract information from the "P" about separate subject. This is "D" Bradshaw an orderly back from "D"-unit.

FINALLY AND LASTLY "D" Oba. admits in a report "P" got his hands on in November 30 2018. that "P" was being prescribed and dispensed Nortryptiline without "P" consent and after "P" numerous objections "P" would not consent to any other drug than Elavil.

"D" Oba's 8-8-18 report "slips" and states to the effect "P" Oba will CONTINUE "P" on Pamelor until "P"....

"D-CONT"

As to "D" Bradshaw when "P" was moved from F unit to KB unit in October-2017 "D" Bradshaw came to "P" door and out of the blue states "I heard you are having issues with "NORTRYPTILINE" I take it and it does not give me any side effects.

- (a) He should not know I took MH medication
- (b) how in the world would he associate me with Nortriptyline a drug I was not prescribed.
- (c) he then proceeded to ask about attorneys, money and recommend I make Oklahoma city bomber Terry Nichols my go to guy in my fear.

I responded I had nothing to talk to him or anyone about any subject. He left.

Other Mental Health medications dispensed as Clavel have included but not limited to EFFEXOR, RESPIRONE, Again records will elaborate on these claims.

SOME OF THE EFFECTS

These unconsented drugs individually and in concert with other drugs, cell infusions (later to be discussed) caused "P"

D-CONT.

- (a) blood sugar to drop to levels in the 50^s.
- (b) blood glucose level for first time in "P" life to drop below the acceptable range in spite of the fact that "P" is a pre-diabetic as his A1C records reflect. And "P" had only purchased sugar to fight the steep drops in "P" sugar levels that even a lay person knows the effects are horrible.
- (c) "P" would go days without eating - NOT ELAVIL
- (d) "P" lost a bunch of weight possibly 40 or more lbs. NOT WITH ELAVIL.
- (e) "P" would go into states of rage and to avoid conflict would stay in cell.
- (f) "P" would fall sideways in his cell.
- (g) "P" cognitive functions were - totally gone.
- (h) It would take "P" an extreme amount of time just to tie his shoes and at times could not.
- (i) "P" could not do his Bible Studies.
- (j) "P" could not process his legal work.
- (k) "P" would have difficulties dialing a phone number.
- (l) "P" oxygen level would drop so much that "P" was seen by Osage on December, or November, of 2018 and the instrument would not go off "D" Osage had to put it in his pants.

D-CONT

"access to documents that reveal the other "D"⁵ legality as this Complaint will identify. And "P" needs records for any access to the courts.

"D" Mann was "P" assigned psychologist "P" psychology records are usually dispensed by "P" assigned psychologist which, "D" Kimble, Dr Wolff, Dr Brathwaite, as well as "D" Mann have previously supplied.

Psychology records have revealed numerous violations that include the gassing of the "P" cell. The changing of diagnosis, the incorrect information as applied in reports, the identity of "D's" conduct such as the doubling of "P" Soloff as alleged amongst other information. All necessary for "P" access to the courts, as well as the other raised relations.

D-CONT

FALSE MEDICAL-DENTAL-PROCEDURES

"D" Roberts, created records that he had performed an extraction of "P" tooth #12 on 8-7-2014 when records reflect "D" Ross had extracted that same tooth on 10-17-2011.

"D" Donald Ross did a dental procedure on August 27, 2015. The procedure was to be a root canal on tooth #2.

"D" Ross documented the alleged root canal and the procedure on a report dated 8-27-2015. Once "P" found out there was no root canal performed and read that an xray was allegedly taken, "P" recalled that the assistant asked about the xray and "D" Ross stated there was no much to take on because he had done so many he knew. It was perfect.

"P" recalled the encounter taking very short period which was not consistent with a root canal as "P" was later told, as well as "P" believes only one anesthetic

D - CONT

injection was used and "P" has since been explained about a root canal procedure and this was not a root canal.

"D" Ross was "D.M.D." and according to "D" for dental for so, told "P" that Dr. Ross was later head of approval of Dentures for inmates.

"P" had already been previously approved for dentures and dentures were once sent but never followed through with.

After "D" Ross knew "P" had filed suit, had refused to pull tooth #2, had told "D" for so that he had shared this with his attorney. "D" Ross Denied "P" dentures. in spite of the fact "P" had qualified and since had even less teeth left.

D - CONT.

injection was provided.

"D" JON DO (RECORDS HAS NAME) knew "P" was aware of the false procedure.

(a) first tried to work on that side of the mouth, see encounter, and numbing area "P" caught them inside tooth two area.

(b) they denied working on "P" teeth and "P" would have to wait (BUT) they would pull tooth #2 anytime without having to wait and would even come to "P" all to bring embals and push "P" to pull tooth #2. "P" was honest and said NO and why.

(c) "D" JON DO sabotage the treatment of all of "P" remaining teeth that "D" Roberts had caused to decay in a 3 month period see records.

"D" Jon Do denied dental work to be performed by Dr because he made a plan and assured "P" he would use the correct material to fix "P" decayed teeth caused by "D" Roberts.

Records will show the procedure that caused several of "P" teeth to decay as each particle he had placed on "P" teeth came off.

D- CONT

and had an apprentice perform the procedure.

On April of 2019 "P" was finally granted a dental encounter.

"D" Roberts (WHO ACCORDING TO HIM WAS NO LONGER THE ADX DENTIST) WAS BROUGHT TO PERFORM THE ENCOUNTER

(a) he pulled one of the many teeth needing to be extracted since they are broke and stuck in "P" gums causing pain.

(b) he filled another tooth "P" believes it was tooth 11 that continues to bother "P"

(c) Refused to address tooth #9 which was the main tooth hurting and needing attention.

"D" Roberts upon information and belief, lied to the "P" that tooth #9 was dead (it was not). He said all he could do was pull the tooth but "P" stated he needed to keep it because "P" could only chew a bit with those two front teeth.

D - CONT

When "P" made the decision not to pull tooth number nine, "D" Roberts made the comment to the "P" that if tooth number nine hurt it was mental because tooth was dead.

Tooth nine has continued to hurt, "P" has filed AR's and cop outs. On May 17, "P" had a response stating "P" was on the schedule to be seen when your dates.

(a) No one from the department placed their name to the response.

(b) As of today 10-21-2019 "P" has not been seen by dental.

"D" Roberts during April encounter stated that the remaining affected tooth had to go through the same procedure. Be checked to see they were or were not dead. Be filled and those in the gum broken ones needed to be pulled.

He did state that it would not be him since he is not the ADX dentist any longer. He had just performed that April 2019 procedure.

D-CONT.

AIMS

One of the drugs "D's" dispensed and needed to cover up by trying to convince "P" to sign a consent form for the drug Lisperidone.

Because of the drugs classification "P" would have to be given an "AIMS" EXAM.
 ADNORMAL INVOLUNTARY MOVEMENT SCALE

The exam demands personal interaction with the "P" see Doc-143-2 pages 98 and 99-100. Because none of this was known by the "P" and for the records to show proper procedure was followed.

(a) "D" Huddleston, R.E.M.T. wrote a false encounter report dated November 30th 2017 and falsely filled out the exam report as if it had been performed "IT WAS NOT" lied on the results and falsely documented a very serious MH criminal violation.

(b) "D" Oba co-signed the same report.

D-CONT

(c) the second page of the report has specific questions to ask "P" and tasks to perform. NOT ONE HAS AN ANSWER ON THE FORM.

Reports of "P" medical file will identify further "D"s related to this report.

"P" found out when "P" found report in "P" medical records that such report existed.

"P" addressed "D" Buddleston, who just said oh that's a psychology file, when "P" pushed and said this never occurred he tried to imply it occurred in "F Unit" but "P" had been moved from F Unit to KB Unit in October of 2017 and the encounter report was dated on November 30th 2017.

"P" has never consented to a drug that has required such a report. nor has "P" even been addressed on the exam issue

"P" notes also relay information in support of "P" allegation of false dispensings and medications.

"P" adopts those records by reference, "P" adopts motions 140; 143, 143-1 and 143-2 of case 15-CV-2203 which contain supporting evidence of "P" claims with specifics "P" provides in those filings.

"P" does not possess but Adopts ADMINISTRATIVE "AR" REMEDIES 897040; 905405; 916816; 931193. These remedies possess information that describe the period as appear in the summary record and the calculations of the undispensed medications.

DEFENDANTS PRESCRIBING THE
MEDICATIONS AND OR PARTICIPATING IN THE
PROCESS THOUGH NOT ON THE PRESCRIBING FORMS.
AFTER DR. SANTINI.

"D" Sterret, Yutzy, Oba, King all prescribed "P" Elavil knowing that "P" was NOT being dispensed Elavil and or the appropriate dosages.

PREVIOUS LAW SUITS

(YES)

To the best of "P" Recollection

Southern District of Florida

All filed by Counsel.

Magluta v. Warden, 02-CV-21335-Resolved Informally

Magluta v. Warden, 03-CV-21055-Resolved Informally

Magluta v. 11th Circuit 83-CV-1189 - Unsettled of Claim

Magluta v. U.S. B.O.P. 92-CV-1937-Resolved informally

Magluta v. Fitzpatrick 93-CV-1438-Resolved informally

Magluta v. KNOWELS et. 95-CV-1110 - Resolved Informally

Magluta v. U.S.A - 96-CV-1668 - related to criminal case.

Magluta v. Whalen- 97 CV-1490- resolved Informally.

Magluta v. Warr, - 99-CV-900- resolved informally.

TEXAS

MAGLUTA V. CHANDLER, 99-CV-497- I believe it was dismissed when "P" was transferred to Miami.

E-CONT

E-CONT.

COLORADO.

Magluta v BOP, 08-CV-404- Settled.

Magluta v BOP, 02-CV-2381- Voluntarily.

Dismissed without prejudice.

Magluta v BOP-15-CV-02203. Dismissed.

currently under appeal before the 10TH CIR.
Case # 19-CV-1130.

Magluta v- USBOP-15-CV-00318- Voluntarily

Dismissed without prejudice

Magluta v- USBOP-19-CV-02222- Current

(F) ADMINISTRATIVE RELIEF.

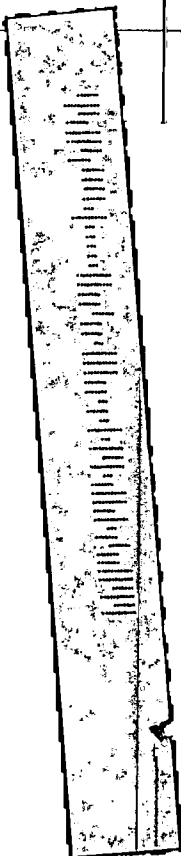
1. (Yes) there is a formal grievance procedure.

2. (Yes) I did exhaust 'A.R.'s.

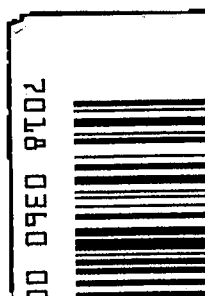
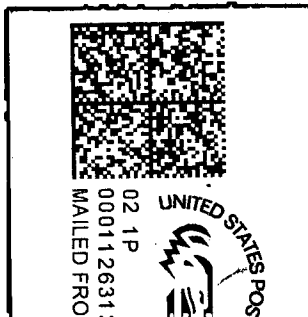
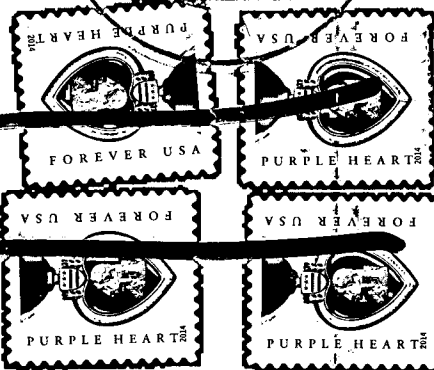
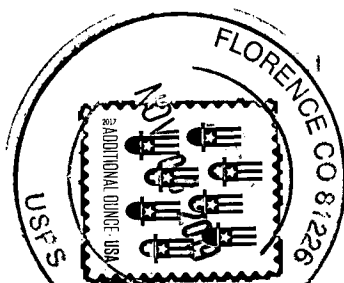
Salvador Magaña
26012-037 -
USP ADX -
P.O. BOX 8500
Florence, CO. 81226.

11/5/19
m

Office of the Clerk
United States District Court
Richard A. ARAT Court House
901 - 19 St., Room A105
Denver CO. 80294. - 3589



ENCLOSED = 5-1.00 STAMPS/4 FOREVER/1-152/
Enclosed = One 2 pg motion



TO Whit Team
11-4-19 F.M.

FEDERAL PRISON CAMP
P.O. BOX 5000
FLORENCE, COLORADO 81226

DATE:

11/2/19

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