

JOURNAL ENTRYWednesday, May 12, 2004

At approximately 0920 hours I was brought before an LAC prison classification committee chaired by an associate warden named Fakhoury and attended by facility "B" Captain Downs, CCII Chagnon, and CCIs Gorey and Carter. The purpose of the hearing was for some unexplained reason to review my medically prescribed and necessary single-cell status one month sooner than is stated on the memo I received from CDC headquarters on 9/9/03. Because CCII Chagnon had properly notified me on 5/6/04 of today's hearing, I was able to come prepared with all paperwork relevant to the issue of my single-cell status and the tremendous amount of harassment, retaliation, and other unlawful forms of psychological torture and abuse perpetrated against me by staff at other prisons which resulted in my filing the civil complaint currently pending in the U.S. District Court for the Eastern District of California and several pending CDC and ADA grievances addressing the many law and rights violations I have suffered thus far in prison. After being asked by Associate Warden Fakhoury to explain why I require single-cell housing, I suffered excruciating mental anguish and emotional distress while doing my best to not break down as I tried to tell him about the horrific ordeal I experienced on 8/28/94 and everything that happened in the years afterward which resulted in me now petitioning for redress through all available administrative and civil legal channels. As the hearing neared its end, Fakhoury said that because I articulated myself to him and the other committee members well and seemed to be functioning at a normal level, he wants to put me on double-cell status but is going to keep me single-celled for another thirty days pending input from Dr. Sharone, LAC's chief psychologist. I was so emotionally and psychologically distraught by then that I did not at first hear Fakhoury say he is keeping me single-celled pending Sharone's input, so in a panic I began pleading with Fakhoury to consider not only keeping me single-celled until all pending administrative and civil action is resolved, but also the liability he, the prison, and CDC would face if he forces me to cell with another prisoner and something bad happens to either me or the other prisoner. After clarifying to me his intention to not make a final decision about double-celling me until after hearing from Dr. Sharone, Fakhoury proffered his opinion that double-celling me would be a good way of providing treatment and therapy for my diagnosed and documented mental-health impairments of Post-Traumatic Stress Disorder, major depression with occasional ideations of suicide & a history of actual attempts, and dissociative fugue disorder with stress-induced unconsciousness (episodic); all of which are considered not only disability under 42 U.S.C. §§ 12101 & 12102 (the Americans with Disabilities Act) and CCR15 § 3084.7(k), but also a serious mental-health condition warranting special protection and consideration under Coleman v. Wilson (E.D. Cal.) 912 F.Supp. 1282. When I told Fakhoury that at least five mental-health doctors in a row independently recommended me for single-cell housing, and that one of them even stood up in the 12/4/03 classification hearing at SAC and strongly asserted to the chief deputy warden that double-celling me with other prisoners is clinically contraindicated in light of my history in prison and the diagnosed conditions I suffer, he said he wants to hear from a doctor himself before making a final decision. Following my dismissal from the room, I suffered an attack of extreme stress and anxiety: uncontrollable shaking, profuse perspiration of a stinking sweat, dizziness, and temporary difficulty getting enough air to remain conscious. When I was finally able to calm myself down enough to think more clearly, I decided to chronicle everything about today's hearing and immediately notify appropriate persons outside the prison.

I, Eric Charles Rodney K'Napp, verify under penalty of perjury that this journal entry is true and was made within just hours of the event(s) chronicled herein.



ERIC CHARLES RODNEY K'NAPP