

KERGER & HARTMAN, LLC

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*Also Admitted in Michigan & Illinois

April 11, 2014

Mr Gary Croft
Chief Inspector
Ohio Department of Rehabilitation and Corrections
770 W Broad Street
Columbus, OH 43222

Re: Sean Swain, A243205

Dear Mr Croft

Please be advised I am legal counsel for Sean Swain. I have been informed that he has had his communication privileges dramatically curtailed. He made an attempt to call me and that was denied. According to Global Tel Link his PIN was suspended pursuant to your direction. Since Mr Swain is imprisoned on the opposite side of the state, it is absolutely critical that we are able to communicate by phone and JPay. Moreover, I am not aware of any basis you have for suspending his communication privileges with anyone at this point.

Please advise me promptly that the matter has been resolved or legal proceedings will be instituted.

Sincerely yours,



Richard M Kerger

RMK clr
c Mr Gary C Moore
Mr Sean Swain

2014 APR 14 PM 1:31
DIRECTOR'S OFFICE

THE BAKERY BUILDING 33 S. MICHIGAN STREET SUITE 100 TOLEDO, OHIO 43604
TELEPHONE: (419) 255-5990 FAX: (419) 255-5997

Ohio | Department of Rehabilitation & Correction

John R. Kasich, Governor
Gary C. Mohr, Director

May 9, 2014

Richard M Kerger, Esq
KERGER & HARTMAN, LLC
33 South Michigan Street, Suite 100
Toledo, Ohio 43604
rkerger@kergerlaw.com

VIA EMAIL AND U S MAIL

Re: Swain, Sean - A243-205

Dear Mr Kerger

I am in receipt of your correspondence to Gary Croft dated April 11, 2014 regarding the above referenced inmate Please be advised that Mr Croft is no longer the Chief Inspector for the Ohio Department of Rehabilitation and Correction (ODRC) Director Mohr has appointed me Acting Chief Inspector until a replacement can be named

Inmate Swain was investigated by the Office of the Chief Inspector and the Ohio State Highway Patrol for attempted harassment and intimidation of Staff Counsel Clark The investigation is now complete Since July of 2013, Inmate Swain has

- 1 Filed a false disciplinary complaint with the Ohio Supreme Court against Staff Counsel Clark which was found to have no merit,
- 2 Made a false claim of sexual abuse against Staff Counsel Clark which prompted a federally mandated Prison Rape Elimination Act investigation into the claim, and,
- 3 Utilized his JPay communication privileges to attempt to obtain the home address of Staff Counsel Clark

Contrary to Inmate Swain's beliefs that his communications were interrupted to prevent his access to free speech, the above identified attempted harassment and intimidation is what prompted ODRC to temporarily suspend Inmate Swain's JPay and Global Tel Link communications Attempts to intimidate and harass staff members by making false claims and by attempting to locate home addresses will not be tolerated After consultation with the Ohio State Highway Patrol, Inmate Swain will be issued a cease and desist order Following the issuance of the cease and desist order, his JPay and Global Tel Link communications will be restored In the event he chooses not to comply with that order, his JPay and Global Tel Link communications will be suspended indefinitely Non-compliance will also be reported to the Ohio State Highway Patrol for further investigation and criminal charges

Operation Support Center 770 W Broad Street Columbus, Ohio 43222
www.drc.ohio.gov

Ohio | Department of Rehabilitation & Correction

John R. Kasich, Governor
Gary C. Mohr, Director

Inmate Swain should receive his cease and desist order and have his communications restored by early next week. We are aware that Inmate Swain disagrees with his most recent administrative conviction and placement and that he intends to bring legal proceedings against ODRC, however, his attempts to harass and intimidate staff members are not appropriate. This type of misconduct will be met with swift and significant consequences which may include criminal charges, administrative charges, security and privilege level adjustments, and/or out-of-state placement.

If you have any questions regarding this correspondence, you may contact me at (614) 752-1765

Sincerely,



Stephen Gray
Chief Counsel and Managing Director - Risk Management
Acting Chief Inspector

Cc Gary C. Mohr, Director
Ed Voorhies, Managing Director - Operations
Todd Ishee, Northeast Regional Director
Jay Forshey, Warden, Ohio State Penitentiary
Brian Wittrup, Chief, Bureau of Classification and Reception

Operation Support Center 770 W Broad Street Columbus, Ohio 43222
www.drc.ohio.gov

From: Shoemaker, Paul

Sent: Friday, January 30, 2015 11:08 AM

To: Booth, Randall

Cc: Wilson, Roger; Clark, Trevor; Kucinic, Vinko

Subject: FW: More Swain - Concerns

Randy,

As you will see, there are several issues surrounding inmate Sean Swain #243-205 using JPay video visitation. Long story short, this cannot happen. Please contact JPay to ensure that inmate Swain's video visitation capabilities are disabled. It appears that he has two (2) scheduled for tomorrow. They cannot be completed. If you have any questions do not hesitate to contact me.

Paul Shoemaker

Deputy Chief Inspector

Ohio Department of Rehabilitation and Correction

(614) 728-1152

From: Stout, Austin

Sent: Friday, January 30, 2015 3:38 AM

To: Clark, Trevor; Wilson, Roger; Shoemaker, Paul

Cc: Voorhies, Edwin; Gray, Stephen; Forshey, Jay; Wylie, Michael

Subject: RE: More Swain - Concerns

This does not need to be permitted.

From: Clark, Trevor

Sent: Thursday, January 29, 2015 5:10 PM

To: Wilson, Roger; Shoemaker, Paul

Cc: Voorhies, Edwin; Gray, Stephen; Stout, Austin; Forshey, Jay; Wylie, Michael

Subject: RE: More Swain - Concerns

PREA 0004

~~0005~~

From: Kenisha Burnett
To: Shoemaker, Paul
Subject: RE: Suspension of inmate Swain #A243205
Date: Monday, June 2, 2014 11:44:35 AM
Attachments: image001.png
image002.png

Good morning,

My apologies, the restriction was still active on Swain's account. I have now lifted the restriction and he should be able to access the kiosk. Please let me know if he needs anything further.

Have a nice day,

Kenisha Burnett
Help Desk Analyst
JPay Inc
Direct: 855-445-5729 ext 3014
Customer service: 800-574-5729
www.jpay.com

From: Shoemaker, Paul [mailto:Paul.Shoemaker@odrc.state.oh.us]
Sent: Monday, June 02, 2014 10:58 AM
To: Kenisha Burnett
Subject: RE: Suspension of inmate Swain #A243205

Kenisha,

I just wanted to verify that the restriction on inmate Swain #A242205 has been lifted. Please let me know if you have any questions or concerns.

Thanks for your cooperation,

Paul Shoemaker
Deputy Chief Inspector
Ohio Department of Rehabilitation and Correction
(614) 728-1152

From: Kenisha Burnett [mailto:kburnett@JPay.com]
Sent: Wednesday, April 09, 2014 12:05 PM
To: Shoemaker, Paul
Subject: RE: Suspension of inmate Swain #A243205

Yes but not by way of the kiosk. He can still send letters out if the mailroom scans and sends them. We can only suspend him from accessing the kiosk to receive or write emails. You may be able to have the mailroom discontinue scanning his mail for him until you lift his suspension.

Kenisha Burnett
Client Services
JPay Inc
Direct: 855-445-5729 ext 6092
Customer service: 800-574-5729
www.jpay.com

From: Shoemaker, Paul [mailto:Paul.Shoemaker@odrc.state.oh.us]
Sent: Wednesday, April 09, 2014 11:48 AM
To: Kenisha Burnett
Subject: RE: Suspension of inmate Swain #A243205

So, he can still send letters out?

From: Kenisha Burnett [mailto:kburnett@JPay.com]
Sent: Wednesday, April 09, 2014 11:11 AM
To: Shoemaker, Paul
Subject: RE: Suspension of inmate Swain #A243205

Good morning Mr. Shoemaker,

I just reviewed the inmate's account and his JPay kiosk account was Suspended on 4/4/2014. The letter that shows sent was actually handwritten and scanned by the mailroom. Mr. Swain has not been able to log into the kiosk since 4/4/2014.

Inmate ID	Facility Location	Housing	First Name	Last Name	Status
A243205	OSP	0221	SEAN	SWAIN	Suspended

PREA 0005

0056

Date	Status	From Facility	To Facility	From Housing	To Housing	Action	From Inmate	View
4/9/2014 7:19:21 AM	Suspended	OSP	OSP	0329	0329	Kenisha Burnett	Kenisha Burnett	View

Thank you,

Kenisha Burnett
 Client Services
 JPay Inc
 Direct: 855-445-5729 ext 6092
 Customer service: 800-574-5729
www.jpav.com

From: Shoemaker, Paul [<mailto:Paul.Shoemaker@odrc.state.oh.us>]
Sent: Wednesday, April 09, 2014 10:47 AM
To: Kenisha Burnett
Subject: RE: Suspension of inmate Swain #A243205

Kenisha,

I wanted to ensure that inmate Swain's #A243205 JPay account has been deactivated. Because it appears that mail is still going through. A letter went out to Clara Duvall on April 9, 2014. Please let me know if you need any further information, because I need his communication suspended.

Thanks,

Paul Shoemaker
 Deputy Chief Inspector
 Ohio Department of Rehabilitation and Correction
 (614) 728-1152

From: Kenisha Burnett [<mailto:kburnett@JPav.com>]
Sent: Friday, April 04, 2014 4:20 PM
To: Shoemaker, Paul
Subject: RE: Suspension of inmate Swain #A243205

Hello Mr. Shoemaker,

As requested, I have restricted the inmate's account until 5/5/2014. He will now be unable to log into the JPay kiosks until that date. Please let me know if you need anything further.

Have a nice weekend,

Kenisha Burnett
 Client Services
 JPay Inc
 Direct: 855-445-5729 ext 6092
 Customer service: 800-574-5729
www.jpav.com

From: Shoemaker, Paul [<mailto:Paul.Shoemaker@odrc.state.oh.us>]
Sent: Friday, April 04, 2014 4:07 PM
To: Kenisha Burnett
Subject: Suspension of inmate Swain #A243205

Ms. Burnett,

Please deactivate all JPay privileges for inmate Sean Swain #A243205. This office will be conducting an internal investigation related to this inmate's activities and will require a 30 day suspension. I will be sure to contact you if additional time is needed. Also, no one from this agency is permitted to reestablish this account without the expressed permission of this office. If you have any further questions please feel free to contact me.

Thanks,

Paul Shoemaker
 Deputy Chief Inspector
 Ohio Department of Rehabilitation and Correction
 (614) 728-1152

PREA 0006

~~0007~~

From: "Shoemaker, Paul" <Paul.Shoemaker@odrc.state.oh.us>
To: "Wittrup, Brian" <Brian.Wittrup@odrc.state.oh.us>
Cc: "Clark, Trevor" <Trevor.Clark@odrc.state.oh.us>, "Guyton, Paul" <Paul.Guyton@odrc.state.oh.us>, "Wilson, Roger" <Roger.Wilson@odrc.state.oh.us>, "Wylie, Michael" <Michael.Wylie@odrc.state.oh.us>, "Mohr, Gary" <Gary.Mohr@odrc.state.oh.us>, "Voorhies, Edwin" <Edwin.Voorhies@odrc.state.oh.us>, "Gray, Stephen" <Stephen.Gray@odrc.state.oh.us>, "Stout, Austin" <Austin.Stout@odrc.state.oh.us>
Subject: Re: Swain Harassment of me
Date: Fri, 6 Jun 2014 17:10:51 -0400
Importance: Normal

Brian,

Do you need any documentation from me? Let me know.

Paul Shoemaker

Sent from my iPhone

On Jun 6, 2014, at 5:01 PM, "Wittrup, Brian" <Brian.Wittrup@odrc.state.oh.us> wrote:

Paul, let's make sure we have the out of state option ready to go.

Sent from my iPhone

On Jun 6, 2014, at 3:39 PM, "Clark, Trevor" <Trevor.Clark@odrc.state.oh.us> wrote:

R.C. 149.43(A)(1)(v)

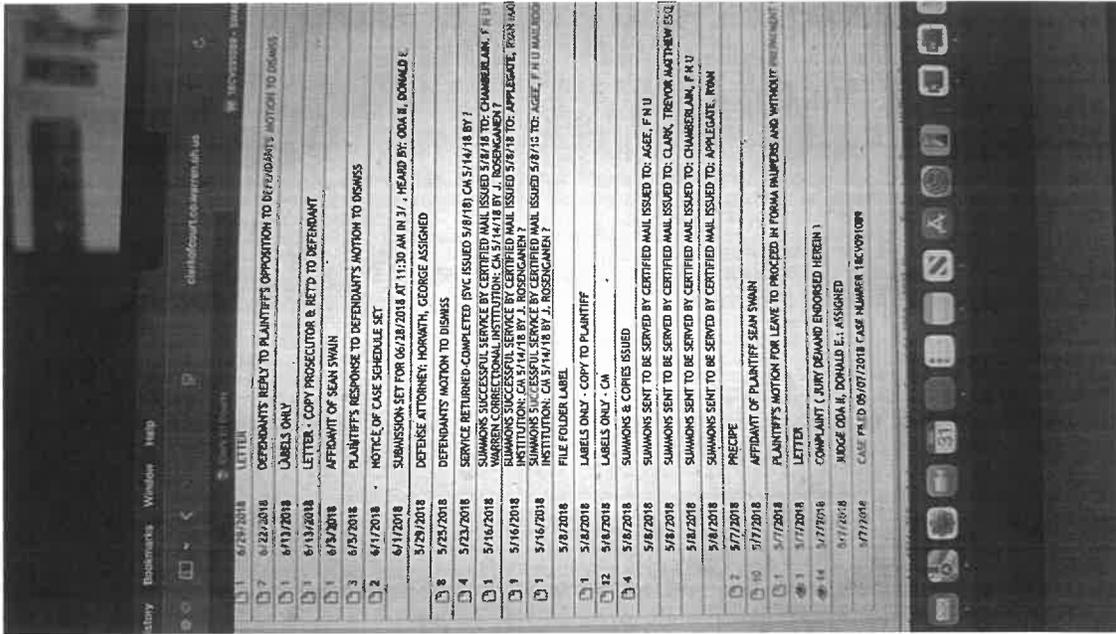
Trevor M. Clark, Esq.
Staff Counsel
Ohio Department of Rehabilitation and Correction
Division of Legal Services
770 West Broad Street, Second Floor
Columbus, Ohio 43222
Main: (614) 752-1765
Direct: (614) 752-1764

PREA 0007

MA 63

Print Requester	Booking #	Request Date	Requested Ink	Room	Location
SEAN SWAIN	A243205	01/02/26 12:42 EST	Black/White	A4	OSP,A,4,27,000

From: Brian Wickensimer on 12/31/25 19:33 EST



PREA 0008

Print Requester	Booking #	Request Date	Requested Ink	Room	Location
SEAN SWAIN	A243205	12/16/25 12:30 EST	Black/White	A4	OSP,A,4,27,0000

From: Copper Burkhart on 12/12/25 19:32 EST

7:32



Maryellen O'Shaughnessy
Franklin County Clerk of Courts

Case Information Online

Last Name: _____ First Name: _____ Middle Init: _____

CIVIL CASE DETAIL

Case Number	Type of Case	Status	Date Filed
18 CV 00467	OTHER CIVIL	00580	05/10/14

JUDGE
MARK A BERKOFF

COURTROOM
COURTROOM 6E
345 SOUTH HIGH STREET
6TH FLOOR
COLUMBUS, OH 43216

PLAINTIFF(S)

Name	Attorney
SEAN SWAIN	SEAN SWAIN

DEFENDANT(S)

Name	Attorney
OHIO DEPARTMENT REHABILITATION & CORRECT	GEORGE HORWATH
BRAN APLEGATE	MICHAEL DEWINE
FRANK ROSENGARTEN	MICHAEL DEWINE
OHIO DEPARTMENT REHABILITATION & CORRECT	GEORGE HORWATH
TREVOR MATTHEW CLARK	MICHAEL DEWINE

CASE SCHEDULES

Date	Description
05/10/14	CASE FILED
05/10/14	INITIAL STATUS CONFERENCE
05/10/14	INITIAL JOINT DISCLOSURE OF ALL WITNESSES
05/20/14	SUPPLEMENTAL JOINT DISCLOSURE OF ALL WITNESSES
05/20/14	DISPOSITIVE MOTIONS
05/20/14	DISCOVERY CUTOFF
05/20/14	DECISIONS ON MOTIONS
04/22/14	FINAL PRE-TRIAL CONFERENCE ORDER (OR BOTH)
	TRIAL ASSIGNMENT

DOCKET

Date	Description	Image	File	Pages
05/10/14	MOTION RELEASED TO CLEAR DOCKET		02208	126
05/13/14	ENTRY		02208	134
05/13/14	COST BILL SENT		02208	003
05/13/14	SUBSEQUENT COST BILL		02208	103
05/13/14	REPLY TO		02208	000
05/13/14	RESPONSE TO		02208	000
05/13/14	OBJECTION TO		02208	000
05/13/14	MOTION IS MOOT		02208	000
05/13/14	JUDICIAL CASE DISPOSITION		02208	000
05/13/14	NOTICE OF CASE ASSOCIATION FOR PRO SE FILER		02208	000
05/13/14	REPLY TO		02208	000
05/13/14	NOTICE OF CASE ASSOCIATION FOR PRO SE FILER		02208	000
05/13/14	MOTION FOR SANCTIONS		02208	000
05/13/14	STRIKE SCHEDULE DATE		02208	000
05/13/14	MOTION RELEASED TO CLEAR DOCKET		02208	000
05/13/14	MOTION RELEASED TO CLEAR DOCKET		02208	000
05/13/14	TERMINATE CASE		02208	000
05/13/14	MOTION RELEASED TO CLEAR DOCKET		02208	000
05/13/14	DECISION ENTRY		02208	000
05/13/14	MOTION RELEASED TO CLEAR DOCKET		02208	000
05/13/14	MOTION RELEASED TO CLEAR DOCKET		02208	000
05/13/14	MOTION RELEASED TO CLEAR DOCKET		02208	000
05/13/14	JUDICIAL CASE DISPOSITION		02208	000
05/13/14	MOTION TO STRIKE		02208	000
05/13/14	MISCELLANEOUS PAPER		02208	000
05/13/14	MOTION		02208	000
05/13/14	NOTICE		02208	000
05/13/14	MOTION		02208	000
05/13/14	MEMO IN OPPOSITION		02208	000
05/13/14	MOTION TO STRIKE		02208	000

fcdcfjs.co.franklin.oh.us

PREA 0010

Conduct Report

Institution: WCI

Case Number: WCI-18-004964

Name: SWAIN, SEAN

Number: A243205

Lock: S/SEG/217/U

Date/Offense: 5/18/2018

Time/Offense: 10:00 AM

Location: Warren Correction Institution

Rule(s) Violated: 10,15,17

Extortion by threat of violence or other means; Rioting or encouraging others to riot; Engaging in unauthorized group activities as set forth in paragraph (B) of rule 5120-9-37 of the Administrative Code;

Supporting Facts (Describe what occurred and how the inmate violated the rule[s]):

On May 18th 2018 an article written by inmate Swain 243-205 was released and published to the internet by supporters at Inmate Swain's specific direction. Inmate Swain is a, self-proclaimed anarchist and a profiled member of the Army of the 12 Monkeys. The article advocates the destruction of the prison complex. It states that there are only 2 weapons inside the institution interior fence controlled by staff. The rest of the staff are only armed with pepper spray or Billy clubs which can easily be taken by inmates with firearms. The article states that there are no contingency plans to take back a prison when the inmates are armed with rifles and have a large number of hostages. The article indicates that the best way to get weapons inside the prison would be by a drone. The cost of the drone might be high but the operation would more than pay for its self by transporting tobacco into the prison. Five pounds of tobacco at Warren Correctional Institution will get you around \$4000 but if you divided up you could make an upwards of \$10,000. The article suggests doing this at other prisons, incorporating cells phone sales for \$500 each. The article includes drugs, alcohol, nude magazines, rope ladders, explosives and bolt cutters.

(Use Conduct Report Supplement sheet, if needed)

As the Charging Official, do you wish to have input into the disciplinary proceedings? Yes No

Printed Name: chamblinkf

Signature: *Kevin F. Chamblink*

Shift: 4th

Days Off: S/S

Date: 7/2/2018

A copy of this conduct report was served upon the above-named inmate on: July, 03, 2018, at 09:51 AM

Staff Signature: *J. Dault*

I acknowledge receipt of the conduct report on the above stated date and time:

Inmate Signature: *REFUSED*

Number: A243205

DRC 4018 (rev 12/05) DISTRIBUTION: WHITE - RIB CANARY - Unit File PINK - RIB Board GOLD - Inmate ACA 4214 through 4236, 4269

PREA 0011
~~0013~~

View/Edit/Add Inmate Discipline Records - RIB1

Conduct Report Supplement

Institution: WCI	WCI-18-004964
Name: SWAIN, SEAN	Number: A243205

It states that the prison guards who hate the inmates are to make a profit but that profit could be made from the rebels who wish to liberate the inmates. It says that there are stiff penalties for smuggling in AR-15 rifles, and not to get caught. The article says to purchase used drones before it was mandatory to register them, do not deliver during daylight hours, do not deliver to dorms only cell blocks, do not attach payloads directly to the drone instead use a black cable, fly at high altitudes, and coordinate deliveries with inmates who have cell phones. Once the anarchists have a surplus of funds the prisoner rebels would plan drone deliveries of weapons. Inmate Swain's directives are towards his followers. The goal of inmate Swain is to start a rebellion where the inmates take control of the prison through violence, which includes taking hostages..

Signature of Reporting Officer:

Kevin F. Clark

DRC 4255 (3/98) DISTRIBUTION: WHITE - RIB CANARY - Unit File PINK - RIB Board GOLD - Inmate

PREA 0012
~~0012~~

View/Edit/Add Inmate Discipline Records - RIB1

Conduct Report Supplement

Institution: WCI	WCI-18-004964
Name: SWAIN, SEAN	Number: A243205

On June 18th a hunger strike meeting was being held on inmate Swain 243-205. During the meeting, Inmate Swain stated to Deputy Warden Welch that he has written his fake obituary. He stated that, in the obituary, he has died and the department is covering up his death. Allegedly, Director Mohr ordered his death and Assistant Chief Counsel Trevor Clark carried out the orders. Inmate Swain stated that Director Mohr and Trevor Clark's addresses are on the internet and they should want to get this taken care of before the obituary is released. This implies a significant physical threat to the safety of these two staff members and is a clear attempt by Swain to extort the administration into choosing not to send him out of state.

Signature of Reporting Officer:

Keri F. Clark

DRC 4255 (3/98) DISTRIBUTION: WHITE - RIB CANARY - Unit File PINK - RIB Board GOLD - Inmate

PREA 0014
~~0016~~

View/Edit/Add Inmate Discipline Records - RIB1

Conduct Report Supplement

Institution: WCI	WCI-18-004964
Name: SWAIN, SEAN	Number: A243205

This conduct places Swain 243-205 in violation of A.R. 5120-9-37 section (B) An inmate shall not knowingly or intentionally engage in, whether individually or in concert with others: (4) Participating in criminal activities, or disruptive activities such as disturbances, riots, fostering racial or religious hatred, or union activities..

Signature of Reporting Officer: *Kevin B. Clark*

DRC 4255 (3/98) DISTRIBUTION: WHITE - RIB CANARY - Unit File PINK - RIB Board GOLD - Inmate

PREA 0015
~~0017~~

From: "Norris, DJ" <DJ.Norris@odrc.state.oh.us>

To: "Jones, Marty" <Marty.Jones@odrc.state.oh.us>, "Chamblin, Kevin" <kevin.chamblin@odrc.state.oh.us>, "Gillum, Matthew" <matthew.gillum@odrc.state.oh.us>

Subject: Fwd: Source of funds for an Inmate

Date: Tue, 12 Jun 2018 15:30:51 -0000

Importance: Normal

FYI

Sent from my iPhone

Begin forwarded message:

From: "Wittrup, Brian" <Brian.Wittrup@odrc.state.oh.us>

Date: June 12, 2018 at 11:27:24 AM EDT

To: "Norris, DJ" <DJ.Norris@odrc.state.oh.us>

Cc: "Voorhies, Edwin" <edwin.voorhies@odrc.state.oh.us>

Subject: RE: Source of funds for an Inmate

Ok, please get that from them.

Also, brief out someone at WCI so that if he talks to ANYONE, they make sure they ask him if he wrote it. Also, make sure mail censor is in place and we have it for other inmates on his range as well. They need to be looking at outgoing mail from OTHER inmates going to people on Swain's visiting list.

From: Norris, DJ

Sent: Tuesday, June 12, 2018 10:52 AM

To: Wittrup, Brian <Brian.Wittrup@odrc.state.oh.us>

Cc: Voorhies, Edwin <Edwin.Voorhies@odrc.state.oh.us>

Subject: Re: Source of funds for an Inmate

We are at WCI today and Swain refused to come out and speak with us.

The Analyst from Homeland Security is stating she can trace the article/publication back to Swain. DJ

Sent from my iPhone

On Jun 11, 2018, at 5:03 PM, Wittrup, Brian <Brian.Wittrup@odrc.state.oh.us> wrote:

The site where his statement was posted claimed they financial support him. He gets a considerable amount of money (1,800) a year. I am trying to track down if we can link any of the people giving him money to the website where it was posted. Personally, that may be the some evidence we need to link Swain to the site.

Sent from my iPhone

Begin forwarded message:

From: "Matheron, Michelle" <Michelle.Matheron@odrc.state.oh.us>

Date: June 11, 2018, 1:38:37 PM EDT

PREA 0016
0001

To: "Wittrup, Brian" <Brian.Wittrup@odrc.state.oh.us>

Subject: RE: Source of funds for an Inmate

Please see attached. First tab has the chronological list of ROAs (Received on Account) from June 1, 2017 to June 11, 2018.

Second tab is broken down by depositor.

FYI.

Thx.

Michelle

614-752-1306

OSC OoA BITS

From: Wittrup, Brian

Sent: Monday, June 11, 2018 1:14 PM

To: Matheron, Michelle <Michelle.Matheron@odrc.state.oh.us>

Subject: Source of funds for an Inmate

Good morning,

We are investigating an inmate who has allegedly posted a call for smuggling weapons into prisons and causing disturbances on a website. This website claims to financially support the inmate. Can you please give me an accounting of all sources of incoming funds for Sean Swain 243-205 in the past year?

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.
<a243205 Swain ROAs 1jun17 to 11jun18.xls>

PREA 0017
0002

From: Wilson, Roger

Sent: Tuesday, June 19, 2018 9:37 AM

To: Clark, Trevor <Trevor.Clark@odrc.state.oh.us>; Gray, Stephen <Stephen.Gray@odrc.state.oh.us>; Voorhies, Edwin <Edwin.Voorhies@odrc.state.oh.us>; Wittrup, Brian <Brian.Wittrup@odrc.state.oh.us>

Subject: RE: Inmate Swain

I don't think he has anything to say that we don't already know and that his request for a visit is to feed his need to feel he is controlling something.

Roger Wilson
Chief Inspector
614-752-1674

From: Clark, Trevor

Sent: Tuesday, June 19, 2018 9:11 AM

To: Gray, Stephen <stephen.gray@odrc.state.oh.us>; Voorhies, Edwin <edwin.voorhies@odrc.state.oh.us>; Wittrup, Brian <Brian.Wittrup@odrc.state.oh.us>; Wilson, Roger <Roger.Wilson@odrc.state.oh.us>

Subject: FW: Inmate Swain

R.C. 149.43(A)(1)(v)

Trevor M. Clark

Assistant Chief Counsel

Ohio Department of Rehabilitation and Correction

Division of Legal Services

770 West Broad Street, 2nd Floor

Columbus, Ohio 43222

Main: (614) 752-1765

Direct: (614) 752-1764

Trevor.Clark@odrc.state.oh.us

From: Harris, Chae

Sent: Monday, June 18, 2018 4:43 PM

To: Clark, Trevor <Trevor.Clark@odrc.state.oh.us>

Subject: Fwd: Inmate Swain

Sent from my iPhone

Begin forwarded message:

From: "Welch, Robert" <Robert.Welch@odrc.state.oh.us>

Date: June 18, 2018 at 4:22:35 PM EDT

To: "Harris, Chae" <chae.harris@odrc.state.oh.us>

Subject: Inmate Swain

Warden Harris,

PREA 0018
~~0003~~

During Inmate Swain hungry strike team meeting, he stated that he want to talk to someone from OSC other than Trevor Clark. He went on to stated that he has written his obituary, which stated that he has died and the department is covering up his death and Director Mohr ordered it and Trevor Clark carried out the orders. He also mentioned that the Director Mohr and Trevor Clark addresses are on the internet and they should want to get this taken care of before the obituary is released. I brought in Brian Baker, WCI Investigator who stated that he was going to contact DJ Morris regarding Inmate Swain wanting to talk to someone from OSC.

Robert Welch

WCI / DWSS

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

PREA 0019
~~0004~~

From: "Norris, DJ" <DJ.Norris@odrc.state.oh.us>

To: "Wittrup, Brian" <Brian.Wittrup@odrc.state.oh.us>

Cc: "Gray, Stephen" <stephen.gray@odrc.state.oh.us>, "Wilson, Roger" <Roger.Wilson@odrc.state.oh.us>, "Clark, Trevor" <Trevor.Clark@odrc.state.oh.us>, "Voorhies, Edwin" <edwin.voorhies@odrc.state.oh.us>

Subject: Re: Inmate Swain

Date: Tue, 19 Jun 2018 17:50:29 -0000

Importance: Normal

Swain reached out through the staff at WCI requesting to speak with me. We are already planning on being at LECI tomorrow. We are going to stop in WCI while we are down there and speak with him. DJ

Sent from my iPhone.

On Jun 19, 2018, at 11:45 AM, Wittrup, Brian <Brian.Wittrup@odrc.state.oh.us> wrote:

I see both sides on this.

DJ,

I value your opinion on this. It does not have to be you either. The key is, in my opinion, to get this guy talking to someone.

Sent from my iPhone

On Jun 19, 2018, at 11:11 AM, "Gray, Stephen" <stephen.gray@odrc.state.oh.us> wrote:

R.C. 149.43(A)(1)(v)

PRIVILEGED ATTORNEY-CLIENT COMMUNICATION AND/OR PRIVILEGED ATTORNEY WORK PRODUCT AND/OR SUBJECT TO THE COMMON INTEREST PRIVILEGE
NOT FOR PUBLIC RELEASE

Steve Gray
Chief Counsel and Managing Director of Risk Management
Ohio Department of Rehabilitation and Correction
(614) 752-1773

Confidentiality Notice: This message is intended for use only by the individual or entity to whom or which it is addressed and may contain information that is privileged, confidential and/or otherwise exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify me immediately by telephone. Thank you.

PREA 0020
0005

From: "Clark, Trevor" <Trevor.Clark@odrc.state.oh.us>

To: "Chamblin, Kevin" <kevin.chamblin@odrc.state.oh.us>, "Norris, DJ" <DJ.Norris@odrc.state.oh.us>

Cc: "Gillum, Matthew" <matthew.gillum@odrc.state.oh.us>

Subject: RE: STG Ticket Review

Date: Wed, 27 Jun 2018 18:35:09 +0000

Importance: Normal

R.C. 149.43(A)(1)(v)

Trevor M. Clark

Assistant Chief Counsel

Ohio Department of Rehabilitation and Correction

Division of Legal Services

770 West Broad Street, 2nd Floor

Columbus, Ohio 43222

Main: (614) 752-1765

Direct: (614) 752-1764

Trevor.Clark@odrc.state.oh.us

From: Chamblin, Kevin

Sent: Wednesday, June 27, 2018 2:14 PM

To: Clark, Trevor <Trevor.Clark@odrc.state.oh.us>; Norris, DJ <DJ.Norris@odrc.state.oh.us>

Cc: Gillum, Matthew <matthew.gillum@odrc.state.oh.us>

Subject: Re: STG Ticket Review

I just spoke with Mr. Welch. He is saying that there were no threats made to Warden Harris. If there were threats made to the Warden I am not aware of it. I included that re-worded paragraph in the report with the implied harm to you and Mr. Mohr. Would you like me to re-word it?

Kevin Chamblin

Correctional Lieutenant

Warren Correctional Institution

5787 State Route 63

Lebanon Ohio 45036

Phone (513) 932-3388

From: Clark, Trevor

Sent: Wednesday, June 27, 2018 1:04:09 PM

To: Chamblin, Kevin; Norris, DJ

Cc: Gillum, Matthew

Subject: RE: STG Ticket Review

R.C. 149.43(A)(1)(v)

Trevor M. Clark

PREA 0021

~~0021~~

From: "Norris, DJ" <DJ.Norris@odrc.state.oh.us>

To: "Clark, Trevor" <Trevor.Clark@odrc.state.oh.us>

Cc: "Wittrup, Brian" <Brian.Wittrup@odrc.state.oh.us>, "Voorhies, Edwin" <edwin.voorhies@odrc.state.oh.us>, "Gray, Stephen" <stephen.gray@odrc.state.oh.us>, "Gillum, Matthew" <matthew.gillum@odrc.state.oh.us>

Subject: Re: STG Ticket Review

Date: Wed, 27 Jun 2018 20:17:24 -0000

Importance: Normal

R.C. 5120.21(D)(6)

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

<Swain 243205 Disruptive 17 TMC Edits.docx>

PREA 0022

~~0010~~

Assistant Chief Counsel
Ohio Department of Rehabilitation and Correction
Division of Legal Services
770 West Broad Street, 2nd Floor
Columbus, Ohio 43222
Main: (614) 752-1765
Direct: (614) 752-1764
Trevor.Clark@odrc.state.oh.us

From: Chamblin, Kevin
Sent: Wednesday, June 27, 2018 1:02 PM
To: Norris, DJ <DJ.Norris@odrc.state.oh.us>; Clark, Trevor <Trevor.Clark@odrc.state.oh.us>
Cc: Gillum, Matthew <matthew.gillum@odrc.state.oh.us>
Subject: Re: STG Ticket Review

Ok stand by, then I do not know about the threats to Warden Harris.

Kevin Chamblin
Correctional Lieutenant
Warren Correctional Institution
5787 State Route 63
Lebanon Ohio 45036
Phone (513) 932-3388

From: Norris, DJ
Sent: Wednesday, June 27, 2018 12:58:08 PM
To: Chamblin, Kevin; Clark, Trevor
Cc: Gillum, Matthew
Subject: RE: STG Ticket Review

You have that he wrote the Warden's obituary. He wrote his own.. dj

D.J Norris
ODRC STG Investigation & Intelligence Coordinator
614 728-1607

From: Chamblin, Kevin
Sent: Wednesday, June 27, 2018 12:53 PM
To: Clark, Trevor <Trevor.Clark@odrc.state.oh.us>
Cc: Gillum, Matthew <matthew.gillum@odrc.state.oh.us>; Norris, DJ <DJ.Norris@odrc.state.oh.us>
Subject: STG Ticket Review

Attached is inmate Swain 243-205 revised conduct report please review and let me know.

Thanks

Kevin Chamblin
Correctional Lieutenant
Warren Correctional Institution
5787 State Route 63
Lebanon Ohio 45036
Phone (513) 932-3388

PREA 0023

~~0011~~



Ohio Department of Rehabilitation and Correction

Division of Legal Services
770 West Broad Street
Columbus, OH 43222-1419

John R. Kasich, Governor

www.drc.ohio.gov

Gary C. Mohr, Director

DATE: August 31, 2018

RE: SMP Case WCI-18-004964
Swain, Sean A243205

Your Serious Misconduct Panel case was reviewed by the Division of Legal Services on August 31, 2018. The official decision provided to WCI is attached. **The case has been remanded** to WCI to conduct additional SMP procedures to properly consider your case.

The Division of Legal Services has not considered your submitted appeal as to evidentiary and placement issues at this time because the case has been remanded. If WCI chooses to conduct another SMP hearing, your full appeal on this case will be considered when the new case is reviewed.

Your case has not been sent to the Bureau of Classification and Reception (BOCR) for a final placement. Accordingly, the appeal process to BOCR is not applicable at this stage in your case.

PREA 0024
08/31/18

HEARING OFFICER'S REPORT

Name: SWAIN, SEAN	Number: A243205
Date of Violation: 5/18/2018	Date of hearing: 7/3/2018

Was the conduct report accurately completed? Yes No -If No Return Withdraw Modify

Is the inmate currently on the mental health caseload or does the inmate show signs of serious mental illness (If Yes, complete DRC-2530)? Yes No

Has the inmate been informed of the rule violation and the facts alleged in support of the violation? Yes No

Has the inmate been informed of his right to be heard in his own defense? Yes No

Inmate

Plea: Rule: 10 Rule: 15 Rule: 17

Inmate Statement: I've been in restricted housing 80 days and this hearing is not being heard in a practicable time. This is a synopsis of the written documentation will provide at the hearing..

Other Statement/Evidence: See conduct report..

Finding: hearing officer refers to SMP.

Based on these findings there is reason to believe that a rule violation occurred and the matter should be referred to the Rules Infraction Board. (Proceed to complete referral to RIB)

Based on these findings, the Hearing Officer finds a reason to believe that the accused inmate violated Rule: 10,15,17 and that disposition by the hearing officer is appropriate. Therefore the Hearing Officer imposes the following disposition: SMP.

Hearing Officer's Signature: <i>J Gault</i>
Date: 9/11/2018

DRC4020 (REV 01/19)

ACA 4214 through 4236

CHAIRMAN OF THE RULES INFRACTION BOARD - REVIEW

Case Number: WCI-18-004964

Disposition of the Hearing Officer is: Affirmed Reversed Modified as indicated below Returned for reconsideration

Comments: .

Chairman, Rules Infraction Board (or Designee): <i>Doug Lumb</i>
Date: 09/21/2018

PREA 0025
009

View/Edit/Add Inmate Discipline Records - RIB1

Rule Violation - Inmate Rights

I, the undersigned inmate, do hereby knowingly and voluntarily make the following statement concerning rights afforded me under Rule 5120-9-07 of the Administrative Code. I have been charged with violating:

RULES 10,15,17 VIOLATION DATED: 5/18/2018

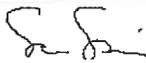
WAIVE DO NOT WAIVE my rights to 24 hours between the time I received a copy of the conduct report and the time I have my hearing before the RIB.

WAIVE DO NOT WAIVE the presence of the charging official at my RIB hearing.

WAIVE DO NOT WAIVE my right to request a reasonable number of witnesses to testify at my RIB hearing, subject to the discretion of the chairman. If inmate has not waived witnesses:

Number of Witnesses: 3
Names of Witnesses: Invst.Baker / G.Craft / R.Welch

I have been informed that a conviction could result in the loss of earned credit that otherwise could have been awarded or may have previously been earned, as authorized by Ohio Revised Code 2967.193 (B).

Inmate Signature: 
Number: A243205
Date: 9/11/2018

Rules Infraction Board - Staff Assistance

Name: SWAIN, SEAN
Number: A243205
Lock: MD/INF/50
RIB Case Number: WCI-18-004964

The above-named inmate appeared before this Hearing Officer on the below date, based on my personal observation and conversation with this inmate, in my opinion:

- DOES DOES NOT require staff assistance in preparing his answer to the charge(s) against him.
- He is illiterate
- He has a language problem
- He has a physical disability which renders him incapable of handling his own defense
- He has a mental problem
- The complexity of the charge(s) warrant assistance
- Other - Explain: _____

Hearing Officer's Signature: 
Date: 9/11/2018

To the Rules Infraction Board Chairman: If the above box denoting the inmate REQUIRES staff assistance is checked, staff assistance shall be provided.

Staff Member Assigned:

Chairman- RIB Signature: 	PREA 0026
--	-----------

View/Edit/Add Inmate Discipline Records - RIB1

Record of Proceedings of Rules Infraction Board

RIB Case Number: WCI-18-004964

Inmate Number: A243205

1. Was the inmate informed of the right to be heard in his own behalf? Yes No
2. Was the inmate-defendant and each witness called before the board instructed to be truthful to the board and notified that there is a penalty for making untruthful statements? Yes No
3. Did any person other than a board member participate in the discussion of the board's findings? (if yes, explain) Yes No

4. List the names of all witnesses who testified before the board:

Lt. Chamberlin, Brian Baker, Robert Welch, Greg Craft

Are summaries of their testimony enclosed? (if no, explain) Yes No

This is a large complex case. the case was divided into 2 recoded sessions. the second recorded session is labeled with the prefix (2).

We certify that this is a true record of the proceedings of the Rules Infraction Board:

Signed: <i>Day Lind</i>	<input checked="" type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty
Signed:	<input checked="" type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty
Signed:	<input type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty

PREA 0027
0020

From: "Baessler, Kyle" <kyle.baessler@odrc.state.oh.us>

To: "Smith, Janet" <janet.smith@odrc.state.oh.us>

Cc: "Craft, Greg" <Greg.Craft@odrc.state.oh.us>

Subject: Re: 243-205 Swain

Date: Fri, 28 Sep 2018 16:41:37 +0000

Importance: Normal

Attachments: Swain_ISR_SEP_18.pdf

Mr. Craft,

I have attached the updated ISR for inmate Swain 243-205.

Please let me know if you need anything else.

Kyle A. Baessler
Correctional Program Specialist 2A/2B
Warren Correctional Institution
513-932-3388 ext. 84405/84410



From: Smith, Janet
Sent: Friday, September 28, 2018 11:57:13 AM
To: Baessler, Kyle
Cc: Craft, Greg
Subject: FW: 243-205 Swain

From: Craft, Greg
Sent: Friday, September 28, 2018 11:57 AM
To: Smith, Janet <janet.smith@odrc.state.oh.us>
Subject: FW: 243-205 Swain

Can I get an ISR from you? Thanks

Greg Craft, Warden's Assistant 2
Warren Correctional Institution
P.O Box 120
Lebanon, Ohio 45036
513-932-3388 xt 84274

From: Shepherd, Earlena
Sent: Friday, September 28, 2018 10:46 AM
To: Craft, Greg <Greg.Craft@odrc.state.oh.us>
Subject: 243-205 Swain

PREA 0028

Good morning,

You guys got me an interstate packet on this guy in June. I need an updated ISR. Can you ask unit staff to print one and send it to me? Obviously he had RIB in July that's still pending that I need to show up on the report.

Hopefully it won't take too long and we'll get this guy out of your hair!!

Thanks.

Earlena

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

PREA 0029

From: "Shepherd, Earlena" <Earlena.Shepherd@odrc.state.oh.us>

To: "Mustard, Jeffery" <Jeffery.Mustard@odrc.state.oh.us>, "Moore, Margaret" <Margaret.Moore@odrc.state.oh.us>, "Brown, Vencot" <Vencot.Brown@odrc.state.oh.us>, "Reveal, Tracy" <tracy.reveal@odrc.state.oh.us>

Subject: FW: Ohio inmate Swain

Date: Wed, 12 Jan 2022 19:41:32 +0000

Importance: Normal

Attachments: image2018-09-28-095638.pdf

This is what was sent to VA later - explaining why we were seeking placement.

-----Original Message-----

From: Shepherd, Earlena

Sent: Friday, September 28, 2018 11:15 AM

To: Collins, Tiffany <tiffany.collins@vadoc.virginia.gov>

Subject: Ohio inmate Swain

I believe this explains why our Managing Director wanted him to experience Red Onion.

-----Original Message-----

From: DO.NOT.REPLY@odrc.state.oh.us [mailto:DO.NOT.REPLY@odrc.state.oh.us]

Sent: Friday, September 28, 2018 10:57 AM

To: Shepherd, Earlena <Earlena.Miller@odrc.state.oh.us>

Subject: Scan from Lexmark MFP

DO NOT REPLY TO THIS MESSAGE!

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

PREA 0030
@RS



Ohio Department of Rehabilitation and Correction

Division of Legal Services
770 West Broad Street
Columbus, OH 43222-1419

John R. Kasich, Governor

www.drc.ohio.gov

Stuart C. Hudson, Interim Director

DATE: November 2, 2018

**RE: SMP Case WCI-18-004964
Swain, Sean A243205**

Your Serious Misconduct Panel case and associated appeal were reviewed by the Division of Legal Services on November 2, 2018. The official decision provided to WCI and the Bureau of Classification and Reception (BOCR) is attached. The case has been **affirmed**. From this point forward, the following procedures shall apply from the Administrative Rule (5120-9-08.1):

(T) A designee of the bureau of classification shall review the decision of the SMP, any appeal submitted by the inmate and the recommendation of the division of legal services before making a final decision as to the inmate's housing assignment.

(1) A final decision shall be made within thirty calendar days of the referral from the division of legal services.

(2) The inmate shall be notified of the decision within three business days of the date of the decision and shall be advised of the option to appeal the final decision on housing placement to the chief of the bureau of classification. An appeal shall be submitted within fifteen calendar days of the inmate's receipt of the final decision.

(U) The chief of the bureau of classification shall consider all appeals of final decisions on housing placements. In making the decision, the chief of the bureau of classification shall consider the recommendation of the SMP, the information presented by the inmate, the recommendation of the division of legal services and the final decision on the housing assignment made by a bureau of classification designee.

An appeal to the chief of the bureau of classification shall be decided within fifteen calendar days of the receipt of the inmate's appeal. The inmate shall be issued a written decision within three business days of the final decision.

PREA 0031
0024

Security Classification and Job Assignment

Inmate Name: SWAIN, SEAN	Number: A243205	Lock: S/SEG/120/L	Date: 01/03/2019
Name of Staff Making Referral: PARVEZ SARWAR		Position: UM	

Reason for Referral

- | | | |
|---|--|--|
| <input type="checkbox"/> Initial Job Assignment | <input type="checkbox"/> Annual Review - Work or Program | <input type="checkbox"/> Merit Status |
| <input type="checkbox"/> Job Change | <input type="checkbox"/> Institutional Transfer | <input type="checkbox"/> Work Camp Screening |
| <input type="checkbox"/> Promotion/Demotion Request | <input type="checkbox"/> RIB Referral | <input type="checkbox"/> Release Local Control |
| <input checked="" type="checkbox"/> Security Level Review | <input type="checkbox"/> Community Release | <input type="checkbox"/> Education |
| <input type="checkbox"/> Other: _____ | Comment: ERH REVIEW | |

FOR JOB ACTIONS ONLY Forward to job coordinator. Otherwise forward to appropriate unit

Current Work or Program Assignment:	Proposed Assignment:
-------------------------------------	----------------------

TO BE COMPLETED BY JOB COORDINATOR Recommended Not Recommended

Reason for NOT recommending: Less than 90 Days Other: _____

Job Coordinator Signature:	Date:	(Forward to Reclass Committee)
----------------------------	-------	--------------------------------

ADMINISTRATION ONLY

You are scheduled for a conference with the Security review or Job assignment committee regarding:			
<input checked="" type="checkbox"/> Security Status <input type="checkbox"/> Work Assignment <input type="checkbox"/> Program Assignment			
Classification Conference Date: 01/04/2019	Time: 12:30 PM	Place: TPU/SEGREGATION	

Supervision Status Review

Present Supervision Status:	Recommended Status:
-----------------------------	---------------------

Inmate advised of scheduled/pending Committee Hearing.

At this time, Inmate may make or submit a written statement and has the right to meet with at least one member of the committee.

- Inmate Waives 48 hour notification. Inmate does not waive 48 hour notification.

Inmate Signature:	Date And Time Notified:
-------------------	-------------------------

Committee Action (for security status, work or program assignment)

Documentation provided by inmate: _____

General comments: _____

- Approved Denied Modified to: _____

Committee Date: 01/04/2019	New Status/Job/Program:	Date of Next Review:
Chairperson: <i>Parvez Sarwar</i>	Member: <i>MSG Giff</i>	Member:

Inmate advised of committee recommendation and of the related appeal process.

Inmate Requested Appeal: Yes No

Inmate Signature: <i>SS</i>	Date And Time Advised: 01/04/2019
-----------------------------	--------------------------------------

PREA 0032
0020

ERH Review (presumptive release eligible only)

6 Month Review Special Review

Inmate Name: Swain	Number: A-243205	Institution: Warren Correctional Institution	Lock: Seg 120	Date: Jan 4, 2019
------------------------------	----------------------------	--	-------------------------	-----------------------------

Current Presumptive Release Date: _____

Date Placed in ERH: Jul 2, 2018

Date of Last Review: _____

Reason(s) for Original Placement:

On May 18th 2018 an article written by inmate Swain 243-205 was released and published to the internet by supporters at Inmate Swain's specific direction. Inmate Swain is a, self-proclaimed anarchist and a profiled member of the Army of the 12 Monkeys. The article advocates the destruction of the prison complex. It states that there are only 2 weapons inside the institution interior fence controlled by staff. The rest of the staff are only armed with pepper spray or Billy clubs which can easily be taken by inmates with firearms. The article states that there are no contingency plans to take back a prison when the inmates are armed with rifles and have a large number of hostages. The article indicates that the best way to get weapons inside the prison would be by a drone. The cost of the drone might be high but the operation would more than pay for its self by transporting tobacco into the prison. Five pounds of tobacco at Warren Correctional Institution will get you around \$4000 but if you divided up you could make an upwards of \$10,000. The article suggests doing this at other prisons, incorporating cells phone sales for \$500 each. The article includes drugs, alcohol, nude magazines, rope ladders, explosives and bolt cutters. It states that the prison guards who hate the inmates are to make a profit but that profit could be made from the rebels who wish to liberate the inmates. It says that there are stiff penalties for smuggling in AR-15 rifles, and not to get caught. The article says to purchase used drones before it was mandatory to register them, do not deliver during daylight hours, do not deliver to dorms only cell blocks, do not attach payloads directly to the drone instead use a black cable, fly at high altitudes, and coordinate deliveries with inmates who have cell phones. Once the anarchists have a surplus of funds the prisoner rebels would plan drone deliveries of weapons. Inmate Swain's directives are towards his followers. The goal of inmate Swain is to start a rebellion where the inmates take control of the prison through violence, which includes taking hostages. He advocates this to happen at numerous prisons to cause maximum chaos and is soliciting for outside assistance in causing the chaos. The targeted day of action was June 11th which Swain identifies as the Day of Solidarity, a common cause day for incarcerated anarchists. These same themes are common to his writings for and about the Army of the 12 Monkeys dating back to previous tickets issued to him for disruptive security threat group activity. Following identification of these attempts to cause prison unrest, Inmate Swain was placed in the TPU to investigate the potential distribution of the information above to followers inside and outside of prison. During this time, Inmate Swain began a hunger strike. He was also reminded that he had been warned that further attempts to cause prison unrest, individually, or through the Army of the 12 Monkeys, might result in out of state placement. On June 18th a hunger strike meeting was being held on inmate Swain 243-205. During the meeting, Inmate Swain stated to Deputy Warden Welch that he has written his fake obituary. He stated that, in the obituary, he has died and the department is covering up his death. Allegedly, Director Mohr ordered his death and Assistant Chief Counsel Trevor Clark carried out the orders. Inmate Swain stated that Director Mohr and Trevor Clark's addresses are on the internet and they should want to get this taken care of before the obituary is released. This implies a significant physical threat to the safety of these two staff members and is a clear attempt by Swain to extort the administration into choosing not to send him out of state. This conduct places Swain 243-205 in violation of A.R. 5120-9-37 section (B) An inmate shall not knowingly or intentionally engage in, whether individually or in concert with others: (4) Participating in criminal activities, or disruptive activities such as disturbances, riots, fostering racial or religious hatred, or union activities.

Your Inmate Adjustment plan consists of:
(check all that apply)

Behavior

- Refrain from escape related rule violations
- Refrain from violence, threats and aggression
- Refrain from STG related activity
- Refrain from knowingly exposing others to dangerous disease
- Refrain from compromising staff integrity
- Refrain from possessing major contraband
- Refrain from conveyance activity

Other:

PREA 0033
02/28

Ohio | Department of Rehabilitation & Correction

Mike DeWine, Governor
Annette Chambers-Smith, Director

To: Inmate #A243205 Name: Swain Prison: OSP
From: Bureau of Classification, PA3 J. Mustard
Re: Security Classification or Movement Appeal

The following is to acknowledge and respond to your Appeal to the BOC received on 2/28/2019 regarding Choose an Item..

Your Appeal has been GRANTED.

Decision explanation: Your appeal is granted in part. OSP staff will complete another ERH review and you will be granted a 48 hour notice prior to your review.

Operation Support Center · 4545 Fisher Road · Columbus, Ohio 43228
www.drc.ohio.gov

PREA 0034

~~0000~~

Print Requester	Booking #	Request Date	Requested Ink	Room	Location
SEAN SWAIN	A243205	12/13/25 15:44 EST	Black/White	A4	OSP,A,4,27,0000

From: SEAN SWAIN on 12/13/25 15:43 EST

Transcript of phone call to PREA hotline (614) 995-3584, placed on 1 March 2019:

I am calling to report continued retaliation by Ohio Department of Rehabilitation and Correction officials that is prohibited by the Prison Rape Elimination Act and I request investigation by an outside agency. The retaliation is ongoing and occurring right now.

The inception of this was in 2013 when ODRC Counsel Trevor Clark groped me and made humiliating and degrading sexual demands that I refused. He thereafter undertook retaliatory disciplinary action for manufactured rule violations, to punish me for my refusal to meet his sexual demands.

Almost a year later, in 2014, when I sent an email that mentioned this sexual abuse, all of my communications mediums were suspended by prison officials. To be clear, the communications suspension occurred PRIOR to any investigation into my claims. The suspension had to have been ordered by Trevor Clark's colleagues at the Office of the Chief Inspector and would have involved Chief Inspector Roger Wilson and his assistant, Paul Shoemaker.

Roger Wilson and Paul Shoemaker subjected me to punishment for reporting Trevor Clark's PREA violation, and that punishment targeted my communications mediums. This silenced me. Further, by suspending my communications, my personal relationships were severed. This had the foreseeable result of causing me intolerable psychological pain, and it dissuaded me from pursuing the PREA claim against their colleague.

PREA 0035

Print Requester	Booking #	Request Date	Requested Ink	Room	Location
SEAN SWAIN	A243205	12/13/25 15:55 EST	Black/White	A4	OSP,A,4,27,0000

From: SEAN SWAIN on 12/13/25 15:55 EST

Thereafter, Roger Wilson, Paul Shoemaker, and Antonio Lee would frequently suspend my communications mediums in a campaign of torment, both as retaliation and to impose upon me a sense of terror, preventing me from coming forward with the PREA claim against Trevor Clark. The suspensions occurred contrary to policies and regulations, as I was most often not so much as accused of pretextual misconduct. That is, unlike every other Ohio prisoner not sexually abused by their colleague Trevor Clark, my communications were often suspended and those suspensions occurred without any disciplinary action at all, without even the allegation of misconduct. I was simply punished FOR NO REASON GIVEN, contrary to all rules and policies. When I would inquire as to the reasons, I would get no response. I would not be informed as to the cause of the suspensions and I would not be told the intended duration or what I would need to do to avoid further suspensions in the future.

It is clear that, in the context of when the first suspension was imposed, those suspensions were, and remain, an effort by Roger Wilson, Paul Shoemaker, and Antonio Lee to silence me and silence my reportage of Trevor Clark's sexual abuse and to punish me for not meeting Trevor Clark's sexual demands. To put it another way: Had I simply met Trevor Clark's sexual demands in 2013, this campaign of harassment, retaliation, intimidation, and torment would NOT have occurred.

PREA 0036

Print Requester	Booking #	Request Date	Requested Ink	Room	Location
SEAN SWAIN	A243205	12/13/25 16:08 EST	Black/White	A4	OSP,A,4,27,0000

From: SEAN SWAIN on 12/13/25 16:08 EST

Those with a legal duty to investigate and prevent PREA violations and to punish PREA violators instead knowingly and deliberately colluded and conspired to retaliate against a PREA victim and to literally silence a PREA victim on behalf of their sexual predator colleague.

Most recently, in response to litigation against sexual predator Trevor Clark where questions of his sexual misconduct could have come out in discovery, the Chief Inspector's office again suspended my communications punitively and retaliatorily, without cause, without notice, and without so much as communicating any alleged justification. This is, again, a repeat of the same PREA retaliation tactic first employed in 2014. My communications have been suspended since March 2018 without so much as an accusation of misconduct, a suspension again undertaken by Roger Wilson, Paul Shoemaker, and Antonio Lee, as intimidation and retaliation. As a consequence of this current suspension, now almost ten months without explanation, I have been deprived of JPay access: this involves being deprived of thousands of dollars in religious material and music that I purchased in good faith; it involves deprivation of email communication with loved ones afforded to all other prisoners; it involves suspension of my access to the grievance process entirely; it involves suspension of my access to routine information like parole hearing dates and commissary account activity; it involves deprivation of access to an electronic

PREA 0037

Print Requester	Booking #	Request Date	Requested Ink	Room	Location
SEAN SWAIN	A243205	12/13/25 16:18 EST	Black/White	A4	OSP,A,4,27,0000

From: SEAN SWAIN on 12/13/25 16:18 EST

archive of y own communications and my intellectual property stored in my device.

And again, this campaign of retaliation and intimidation that first began after I reported Trevor Clark's sexual abuse would not be continuing and I would not be targeted for torment if I had only complied with Trevor Clark's sexual demands in 2013, if only I had not sent an email in 2014 reporting that abuse.

I now suffer intolerable psychological pain from this PREA retaliation and intimidation that has continued for years, undertaken by Roger Wilson, Paul Shoemaker, and Antonio Lee. I believe that it is a covert agenda by these officials to make my life intolerable and to make me pay for reporting their colleague, Trevor Clark.

Because this involves the Chief Inspector directly and because ODRC Legal Counsel is implicated, I request investigation by an outside agency, and I request protection from this continued and ongoing retaliation, harassment and intimidation.

I have read this from a prewritten script, a copy of which I have already mailed to legal counsel for future reference and for online posting if no outside agency is responsive. I have signed a sworn affidavit and will cooperate fully with any investigation.

Thank you.

PREA 0038

Ohio | Department of Rehabilitation & Correction

Mike DeWine, Governor
Annette Chambers-Smith, Director

Sean Swain, A243205
Ohio State Penitentiary
878 Coitsville-Hubbard Road
Youngstown, OH 44505

March 11, 2019

RE: Acknowledging Receipt of Letter

Dear Mr. Swain,

This letter is sent to acknowledge ODRC's receipt of your letter on March 1, 2019 regarding an allegation of "inappropriate sexual touching" that occurred on March 27, 2013. The department will take appropriate actions in considering the allegations made in said letter.

Thank you,

Legal Services

PROGRESS REPORT FOR OUT OF STATE APPLICATION
INTERTATE CORRECTIONS COMPACT

This document is designed to be typed on in locked mode

DATE: 7/24/19

PERIOD COVERED FROM: 01/01/2019 TO: 06/30/2019

Offender Name: Swain, Sean Offender Number 2015638

Institution Name Buckingham Correctional

**Custody/Security Level SL- = Max High Close Medium Moderate
Minimum**

**Offender Currently in Gen Pop. RHU PC
 Other-Explain**

COUNSELOR NAME: N. Dove

Phone Number: 434-983-4461 Email Address : Nellie.dove@vadoc.virginia.gov

Overall Behavior & Adjustment positive adjustment since arriving at VA receiving unit 4/15/19 and BKCC general population 5/17/19. Participate in religious program and Veteran Support Group since 6/19/19. On the waiting list for Adult Basic Education program.

Disciplinary Adjustment

Number of Disciplinary Infractions in past 12 months = 0

List last four (4) institutional infractions: List Offense Code & Title

Date	Code	Title
1.		
2.		
3.		
4.		

Is Offender Currently Employed YES NO

Number of hours worked per week:

Number of days worked per week:

Programs Completed:none

PLEA 0040
0028



2015638 Swain, Sean

Current Location: Buckingham Correctional Center

Proposed Address: 1110- Third St. Apt.C Sandusky OH , 44870

Disciplinary Offenses - Last 24 Months

Description	Offense Date
Unauthorized use or abuse of mail or telephone	04/20/2021
Total: 1	

Programs - Current Custody Period

Program Section	Status	Start Date	End Date
Sunni Muslim (Ramadan) 2020	Complete	04/24/2020	05/23/2020
Sunni Eid-ul-Adha Feast 2019	Complete	08/13/2019	08/13/2019
Sunni Eid-ul-Adha Service 2019	Complete	08/11/2019	08/11/2019
Veteran's Support Group	Suspended	06/19/2019	06/03/2020
Sunni Eid-ul-Fitr Feast 2019	Complete	06/04/2019	06/04/2019
Sunni Eid-ul-Fitr Service 2019	Complete	06/04/2019	06/04/2019
Ju'mah	Complete	05/21/2019	06/27/2019
Sunni Muslim	Enrolled	05/21/2019	
Orientation	Complete	05/20/2019	05/20/2019
Sunni Muslim (Ramadan) 2019	Complete	05/06/2019	06/03/2019
	Removed from Wait List	N/A	
Total: 11			

No Job Assignments in Last 12 Months

Offender Details - Ohio, see attached [Pence, Richard. 06/15/2021]

Offender Status Report, Disciplinary Infractions, Programs and Job Assignments reports are duplicated between the Intitutions projects and the Parole Board projects. If you updated these reports in one project, you MUST update them in the other project.

Dissemination of the report or its contents to non-Criminal Justice agencies is prohibited.

P22A 0041
00209



Department of Rehabilitation & Correction

Wednesday November 19, 2025 1:31 PM

A243205 - SWAIN, SEAN



C L STG P

Incarcerated

1



Serious violence indicator past 10 years : 15(2018)

Guilty of any Escape Offenses :

Full Name
SWAIN, SEAN

Date of Birth
09/12/1969

Admin Date
02/15/1995

County of Commitment
-
ERIE

STG Level
1

Medical
ROUTINE FOLLOW-UP CARE

Rib History (Last 24 Months)
-

DD:
No

Institution
OSP

Age
56

Expected Release Date
08/01/2026

Job
STUDENT ADVANCED

Sex Offender
N

Previous Number(s)
-

Security Level
4

Felony Level:
AM

Lock
A/4/27

Race
White (not of Hispanic origin)

Days Until Release
255

Most Serious Offense
2903.01 3 - AGG MURDER

Mental Health Classification
N

Active Institutional Separations
-

Active Local Separations
:

LORCI
TCI

Other Current Crimes
AGG MURDER

PREA 0042

Instrument Scoring		Weight	Score
1. Age at Current Admission	33 years and Older	0	0
	26 to 32 years old	1	
52	25 years and younger	2	
2. Threat-Related Conviction Offenses	<input checked="" type="radio"/> No	0	0
	<input type="radio"/> Yes	1	
<input type="checkbox"/> Show Offenses(Current ID)			
3. Prior Violent Prison Misconduct	No prior violent RIB rule violations in last 2 years	0	0
	2 years	2	
No Prior Violence	1 prior violent RIB rule violations in last 2 years	3	
	2 or more prior violent RIB rule violations in last 2 years		
4. Security Threat Group Affiliation at Last Release	<input checked="" type="radio"/> No	0	0
	<input type="radio"/> Yes	2	
#: None, Stg Lvl: None			
TOTAL SCORE			0

0 to 1 Points
Level 1

2 to 3 Points
Level 2

4 to 7 Points
Level 3

8 Points
Level 4

Due to the inmate having more than 6 years left to serve to the maximum release date, designation recommends Level 2

SECTION B: OVERRIDES AND PLACEMENT CONSIDERATIONS

Medical Level: ROUTINE FOLLOW-UP CARE

Mental Health Level: N

Required S.O.R.R.C : Yes No

Eligible for Other Programs: -

DISCRETION OVERRIDES

Prior Prison/Jail Violence:

P22A 0043
~~0030~~

Escape From Prison/Jail:

Assaultive behavior towards Law Enforcement
Officer or Correctional Staff:

Other (please specify): Prior level: Reduced to ET 3-29-19 from ERH,
transferred out of state 4-15-19.

Override/Explain/Notes:

Swain is an interstate compact return as of 10-6-21. Prior to leaving the state on 4-15-19, he had just reduced from ERH to ET on 3-29-21. Therefore, he served less than a month in ET. His out of state disciplinary history does not meet the criteria for ERH placement in accordance with 53-CLS-04. STG-LEVEL 1

Due to the inmate having more than 6 years left to serve to the maximum release date,
designation recommends Level 2

Recommended Security Level:

Level 4

(See Policy Directive 53-CLS-04.)

Classification Specialist Signature

Signed By: CRAWFORD, D

Signed On: 10/18/2021

LETTER/APPEAL TO INMATE(DRC2254)

Letter/Appeal Printed: Yes

Letter/Appeal Printed On: 10/19/2021

Letter/Appeal Printed By: GORDON, REENA L

SECTION C: BUREAU OF CLASSIFICATION

Rationale :

Swain is an interstate compact return as of 10-6-21. Prior to leaving the state on 4-15-19, he had just reduced from ERH to ET on 3-29-21. Therefore, he served less than a month in ET. His out of state disciplinary history does not meet the criteria for ERH placement in accordance with 53-CLS-04. STG- LEVEL 1

Section B Override

Final Security Level:

NOTE: For selection of Level 1,2,3 or 4
Inmate's Security Level will be updated

Level 4

(See Policy Directive 53-CLS-04.)

PRCA 0044
00302

Institutional Assignment:

OHIO STATE
PENITENTIARY

Add
New IIC
Record

Reception Coordinator / Bureau of Classification (ADD SIGNATURE / LOCK /
ARCHIVE FORM)

Signed By: HUPKA, K

Signed On: 10/18/2021

PREA 0045
0033



Department of Rehabilitation & Correction

Tuesday January 16, 2024 9:01 AM

To: A243205 - SWAIN, SEAN

Institution:OSP

Lock: A/4/27

From: Reception Coordinator/ BOCR

I am responding to Inmate's appeal sent to me on (10/20/2021)

Your appeal has been:

Denied

Justification:

When returning from out of state, the initial review is utilized taking in account your past behavior. You will receive annual reviews. You have been placed at L4 in accordance with 53-CLS-01.

<p>Bureau Of Classification : <i>Kennie Hupka</i> (HUPKA, K)</p>	<p>Date : : 10/21/2021</p>
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PREA 0046
~~0024~~

From: "Mustard, Jeffery" <Jeffery.Mustard@odrc.state.oh.us>

To: "Shepherd, Earlena" <Earlena.Shepherd@odrc.state.oh.us>

Subject: RE: Interstate Compact Approval

Date: Thu, 16 Dec 2021 15:02:18 -0000

Importance: Normal

Yes be patient but if they still don't have a 48 hour notice by Monday, let me know.

Jeff Mustard, BOCR Chief
Bureau of Classification/OSC
4545 Fisher Rd, Suite D
Columbus, OH 43228

From: Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>

Sent: Thursday, December 16, 2021 7:57 AM

To: Mustard, Jeffery <Jeffery.Mustard@odrc.state.oh.us>

Subject: FW: Interstate Compact Approval

Importance: High

Almost 3 days have gone by and they haven't even given these inmates the 48 hours' notice of a hearing. I'm going to work on patience though, as I know it's crazy out there in the prisons, right?

From: Shepherd, Earlena

Sent: Monday, December 13, 2021 2:53 PM

To: Bowen, Richard <Richard.Bowen@odrc.state.oh.us>; Wylie, Gina <Gina.Wylie@odrc.state.oh.us>; Jackson, Theodore <Theodore.Jackson@odrc.state.oh.us>

Cc: Mustard, Jeffery <Jeffery.Mustard@odrc.state.oh.us>; Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>

Subject: Interstate Compact Approval

Importance: High

Good afternoon,

As you know, both inmates R.C. 5120.21(F) and Swain 243-205 were returned from Virginia. I've been in the process of securing another location for both inmates. Approvals for both inmates just came in. They are both approved for Maryland.

Now we must ensure due process. Both inmates will need to be notified via the DRC 2099 of a classification hearing for interstate compact placement, giving them a 48-hour notice. Each inmate will then be given the opportunity at their hearing to submit any documentation pertaining to the transfer, to object. If the classification committee still decides the interstate compact transfer is appropriate, then the inmate is given the information for appeal. If either inmate wants to appeal, they do so by writing a letter to the Bureau Chief of Classification.

Please let me know if anyone has any questions. We will need this to be completed as soon as possible.

Thank you!

Earlena



Department of Rehabilitation & Correction

Wednesday November 19, 2025 1:32 PM

Full Name	Number	Institution	Lock	
SWAIN, SEAN	A243205	OSP	A/4/27	
Age	Race	Admit Date	Expected Release Date	
53	White (not of H	02/15/1995	08/01/2026	
Days Until Release	County Of Commitment	Job	SecurityLevel	FelonyLevel
1395	ERIE	ADJUSTMENT/C	4	AM

Section A - Inmate 48 Hour Notice

NOTE: If recommended placement is E then inmate's 48 hour notice is required and cannot be waived for any reason.

This hearing will be to consider an inmate for ERH Placement:

Inmate Waives 48-Hour Notification: Yes No

Classification Conference Date: 12/22/2021

Classification Conference Time: 1:00 PM

Place : A unit

Comments:

Consideration for out of state transfer

Inmate Signature

Inmate's Signature captured manually, refer to the attachment

Inmate's Signature :

Date :

Time :

DECLINE to SIGN ^{TL} A7A

12/20/2021

12:55 PM

PREA 0048
00312

Security Classification and Job Assignment

Inmate Name: SWAIN, SEAN	Number: A243205	Lock: A/4/27	Date: 12/20/2021
Name of Staff Making Referral: TRACY LAMB		Position: CASE MANAGER	

Reason for Referral

- | | | |
|--|--|--|
| <input type="checkbox"/> Initial Job Assignment | <input type="checkbox"/> Annual Review - Work or Program | <input type="checkbox"/> Merit Status |
| <input type="checkbox"/> Job Change | <input type="checkbox"/> Institutional Transfer | <input type="checkbox"/> Work Camp Screening |
| <input type="checkbox"/> Promotion/Demotion Request | <input type="checkbox"/> RIB Referral | <input type="checkbox"/> Release Local Control |
| <input type="checkbox"/> Security Level Review | <input type="checkbox"/> Community Release | <input type="checkbox"/> Education |
| <input type="checkbox"/> Other: OUT OF STATE TRANSFER Comment: Requested to be recorded; AR5120.50 not required | | |

FOR JOB ACTIONS ONLY *Forward to job coordinator. Otherwise forward to appropriate unit*

Current Work or Program Assignment:	Proposed Assignment:
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TO BE COMPLETED BY JOB COORDINATOR

Recommended Not Recommended

Reason for NOT recommending: Less than 90 Days Other:

Job Coordinator Signature:	Date:	(Forward to Reclass Committee)
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ADMINISTRATION ONLY

You are scheduled for a conference with the Security review or Job assignment committee regarding:

Security Status Work Assignment Program Assignment

Classification Conference Date: 12/22/2021	Time: 01:00 PM	Place: A UNIT
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Supervision Status Review

Present Supervision Status: LEVEL 4	Recommended Status: LEVEL 4
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Inmate advised of scheduled/pending Committee Hearing.

At this time, Inmate may make or submit a written statement and has the right to meet with at least one member of the committee.

- Inmate Waives 48 hour notification. Inmate does not waive 48 hour notification.

Inmate Signature: <i>DECLINE TO SIGN TL AW</i>	Date And Time Notified: 12/20/2021
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Committee Action (for security status, work or program assignment)

Documentation provided by inmate: Verbal and written statements/court filing.

General comments: Displays prosocial behaviors with staff and inmates. Family and friends offer support in Ohio.

- Approved Denied Modified to: **Remain in OHIO**

Committee Date: 12/22/2021	New Status/Job/Program: Recommend remain in OHIO	Date of Next Review:
Chairperson: <i>Donna M. Crawford</i>	Member:	Member:

Inmate advised of committee recommendation and of the related appeal process.

Inmate Requested Appeal: Yes No

Inmate Signature: <i>Se Swain</i>	Date And Time Advised: 12/22/2021
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PREA 0049
0038

From: "Shepherd, Earlena" <Earlena.Shepherd@odrc.state.oh.us>

To: "Mustard, Jeffery" <Jeffery.Mustard@odrc.state.oh.us>

Subject: FW: Interstate Compact Approval

Date: Thu, 23 Dec 2021 12:06:04 +0000

Importance: Normal

Attachments: A243205 - SWAIN, SEAN 2099 and_Documentation.pdf; A488417_-

R.C. 5120.21(F)

I know you're on vacation and you hopefully won't see this, but I had to send it. The committee recommended both inmates remain in Ohio. We'll talk soon. Have a great vacation.

From: Jackson, Theodore <Theodore.Jackson@odrc.state.oh.us>

Sent: Wednesday, December 22, 2021 4:53 PM

To: Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>

Subject: Fwd: Interstate Compact Approval

Apologies, advise on our next course of action. Thank you.

Sent via the Samsung Galaxy Note 9 AT&T smartphone

From: Jackson, Theodore <Theodore.Jackson@odrc.state.oh.us>

Sent: Wednesday, December 22, 2021 4:37:23 PM

To: Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>

Subject: Fwd: Interstate Compact Approval

This was completed today. Let me know are next plan of action. Thanks

Sent via the Samsung Galaxy Note 9 AT&T smartphone

From: Crawford, Donna M <Donna.M.Crawford@odrc.state.oh.us>

Sent: Wednesday, December 22, 2021 3:51:58 PM

To: Jackson, Theodore <Theodore.Jackson@odrc.state.oh.us>

Cc: Lamb, Tracy <Tracy.Lamb@odrc.state.oh.us>

Subject: RE: Interstate Compact Approval

Swain A243205: Committee recommends that Swain remain in Ohio

12-22-21: Hearing held in accordance with 53-CLS-07 Interstate Corrections Compact for continuation of out of state placement. Swain requested that the hearing be audio recorded and to have his attorney present. Committee responded that neither 53-CLS-07 nor ORC 5120.50 stated that the hearing must be audio recorded; also, his attorney is not part of an administrative hearing. Swain requested to remain in Ohio to continue to receive support from his wife and significant others during his incarceration. Swain provided a written statement documenting his reasons to remain in Ohio to the committee; the committee scanned this documentation to his onbase file. Swain stated that his behavior earned him a reduced security level while incarcerated in Virginia, and he also submitted that his current behavior in Ohio has been positive as evidenced by his RIB history.

The committee has weighed the inmate's offense history, current behavior, verbal statements, written statements and support structure. The committee witnessed prosocial interactions with other inmates and staff during his out of cell time. The committee is aware of his support network as the committee has had several contacts with his significant others since his arrival to OSP. After taking all the documentation, testimony, and observations into collective account, the committee recommends that Swain remain in Ohio at his current security level. Committee recommendation served to inmate. Inmate stated that he will NOT appeal the committee recommendation. D.Crawford and T.Lamb OSP

PREA 0050
0038

R.C. 5120.21(F)

From: Jackson, Theodore <Theodore.Jackson@odrc.state.oh.us>
Sent: Monday, December 13, 2021 2:59 PM
To: Crawford, Donna M <Donna.M.Crawford@odrc.state.oh.us>; Lamb, Tracy <Tracy.Lamb@odrc.state.oh.us>
Subject: FW: Interstate Compact Approval
Importance: High

Please see highlighted below concerning [REDACTED] and Swain . Two more.

From: Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>
Sent: Monday, December 13, 2021 2:53 PM
To: Bowen, Richard <Richard.Bowen@odrc.state.oh.us>; Wylie, Gina <Gina.Wylie@odrc.state.oh.us>; Jackson, Theodore <Theodore.Jackson@odrc.state.oh.us>
Cc: Mustard, Jeffery <Jeffery.Mustard@odrc.state.oh.us>; Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>
Subject: Interstate Compact Approval
Importance: High

Good afternoon,

As you know, both inmates [REDACTED] R.C. 5120.21(F) and Swain 243-205 were returned from Virginia. I've been in the process of securing another location for both inmates. Approvals for both inmates just came in. They are both approved for Maryland.

Now we must ensure due process. Both inmates will need to be notified via the DRC 2099 of a classification hearing for interstate compact placement, giving them a 48-hour notice. Each inmate will then be given the opportunity at their hearing to submit any documentation pertaining to the transfer, to object. If the classification committee still decides the interstate compact transfer is appropriate, then the inmate is given the information for appeal. If either inmate wants to appeal, they do so by writing a letter to the Bureau Chief of Classification.

Please let me know if anyone has any questions. We will need this to be completed as soon as possible.

Thank you!
Earlena

AREA 0051
0039

From: "Mustard, Jeffery" <Jeffery.Mustard@odrc.state.oh.us>

To: "Brown, Vencot" <Vencot.Brown@odrc.state.oh.us>, "Shepherd, Earlena" <Earlena.Shepherd@odrc.state.oh.us>

Subject: RE: Sean Swain A243205 v. Chambers-Smith, 21-CV-7954

Date: Wed, 12 Jan 2022 12:44:33 -0000

Importance: Normal

Inline-Images: image001.png

Lets discuss this morning.

Jeff Mustard, BOCR Chief
Bureau of Classification/OSC
4545 Fisher Rd, Suite D
Columbus, OH 43228

From: Brown, Vencot <Vencot.Brown@odrc.state.oh.us>

Sent: Tuesday, January 11, 2022 4:48 PM

To: Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>

Cc: Mustard, Jeffery <Jeffery.Mustard@odrc.state.oh.us>

Subject: RE: Sean Swain A243205 v. Chambers-Smith, 21-CV-7954

R.C. 149.43(A)(1)(v)

From: Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>

Sent: Tuesday, January 11, 2022 4:37 PM

To: Mustard, Jeffery <Jeffery.Mustard@odrc.state.oh.us>; Brown, Vencot <Vencot.Brown@odrc.state.oh.us>

Subject: Fwd: Sean Swain A243205 v. Chambers-Smith, 21-CV-7954

Earlena Shepherd
Bureau of Classification

Begin forwarded message:

From: "Wylie, Gina" <Gina.Wylie@odrc.state.oh.us>

Date: January 11, 2022 at 4:31:14 PM EST

To: Gregory Glasgow <JGregory.Glasgow@ohioago.gov>

Cc: "Shepherd, Earlena" <Earlena.Shepherd@odrc.state.oh.us>

Subject: RE: Sean Swain A243205 v. Chambers-Smith, 21-CV-7954

Hello. I hope you're doing well 😊.

Please contact Earlena Shepherd regarding these questions. Her phone number is [REDACTED] email. I'm sure she will be able to assist you.

I've cc'd her on this

Thanks,
Gina

PREA 0052
0040

From: Gregory Glasgow <JGregory.Glasgow@OhioAGO.gov>
Sent: Tuesday, January 11, 2022 4:23 PM
To: Wylie, Gina <Gina.Wylie@odrc.state.oh.us>
Subject: Sean Swain A243205 v. Chambers-Smith, 21-CV-7954

Hello Gina,

R.C. 149.43(A)(1)(v)

Thanks,

Greg



J. Gregory Glasgow
Paralegal – Criminal Justice Section
Office of Ohio Attorney General Dave Yost
30 East Broad Street, 23rd Floor
Columbus, Ohio 43215
Office number: 614-644-7233
Direct number: 614-728-6957
Fax number: 866-312-1155
JGregory.Glasgow@OhioAGO.gov

** Please note that, in adherence to best practices brought about in response to COVID-19, the Ohio Attorney General's Criminal Justice Section moved to a "remote work" status effective March 18, 2020. All members of the section remain available remotely during normal business hours. Thank you for your patience.*

Confidentiality Notice: This message is intended for use only by the individual or entity to whom or which it is addressed and may contain information that is privileged, confidential and/or otherwise exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify me immediately by telephone.

CAUTION: This is an external email and may not be safe. If the email looks suspicious, please do not click links or open attachments and forward the email to csc@ohio.gov or click the Phish Alert Button if available.

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

PREA 0053
00414

From: "Mustard, Jeffery" <Jeffery.Mustard@odrc.state.oh.us>

To: "Moore, Margaret" <Margaret.Moore@odrc.state.oh.us>, "Shepherd, Earlena" <Earlena.Shepherd@odrc.state.oh.us>, "Brown, Vencot" <Vencot.Brown@odrc.state.oh.us>

Subject: RE: Swain

Date: Wed, 12 Jan 2022 19:44:08 -0000

Importance: Normal

Ok, Earlena have the institution proceed with the hearing and let them know to inform Swain as to why he is being sent out of state.

Jeff Mustard, BOCR Chief
Bureau of Classification/OSC
4545 Fisher Rd, Suite D
Columbus, OH 43228

From: Moore, Margaret <Margaret.Moore@odrc.state.oh.us>

Sent: Wednesday, January 12, 2022 2:39 PM

To: Mustard, Jeffery <Jeffery.Mustard@odrc.state.oh.us>; Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>; Brown, Vencot <Vencot.Brown@odrc.state.oh.us>

Subject: Swain

R.C. 149.43(A)(1)(v)

Meggan Moore

Assistant Chief Counsel

Ohio Department of Rehabilitation and Correction

4545 Fisher Rd.

Columbus, Ohio 43228

Direct: (614) 752-1603

Main: (614) 752-1765

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

PREA 0054
00512

Security Classification and Job Assignment

Inmate Name: SWAIN, SEAN	Number: A243205	Lock: A/4/27	Date: 01/11/2022
Name of Staff Making Referral: TRACY LAMB		Position: CASE MANAGER	

Reason for Referral

- | | | |
|--|--|--|
| <input type="checkbox"/> Initial Job Assignment | <input type="checkbox"/> Annual Review - Work or Program | <input type="checkbox"/> Merit Status |
| <input type="checkbox"/> Job Change | <input type="checkbox"/> Institutional Transfer | <input type="checkbox"/> Work Camp Screening |
| <input type="checkbox"/> Promotion/Demotion Request | <input type="checkbox"/> RIB Referral | <input type="checkbox"/> Release Local Control |
| <input type="checkbox"/> Security Level Review | <input type="checkbox"/> Community Release | <input type="checkbox"/> Education |
| <input checked="" type="checkbox"/> Other: OUT OF STATE TRANSFER Comment: Swain is being transferred out of state | | |

FOR JOB ACTIONS ONLY *Forward to job coordinator. Otherwise forward to appropriate unit*

Current Work or Program Assignment:	Proposed Assignment:
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TO BE COMPLETED BY JOB COORDINATOR

- Reason for NOT recommending: Less than 90 Days Other: _____
- Recommended Not Recommended

Job Coordinator Signature:	Date:	(Forward to Reclass Committee)
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ADMINISTRATION ONLY

You are scheduled for a conference with the Security review or Job assignment committee regarding:

Security Status Work Assignment Program Assignment

Classification Conference Date: 01/13/2022	Time: 01:30 PM	Place: A UNIT
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Supervision Status Review

Present Supervision Status:	Recommended Status:
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Inmate advised of scheduled/pending Committee Hearing.

At this time, Inmate may make or submit a written statement and has the right to meet with at least one member of the committee.

- Inmate Waives 48 hour notification. Inmate does not waive 48 hour notification.

Inmate Signature:	Date And Time Notified: 01/11/2022
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Committee Action (for security status, work or program assignment)

Documentation provided by inmate: Written statements scanned with 2099.

General comments: Swain is being transferred out of state for the original reason for which he was prior transferred.

- Approved Denied Modified to: _____

Committee Date: 01/13/2022	New Status/Job/Program:	Date of Next Review: 01/13/2022
Chairperson: 	Member:	Member:

Inmate advised of committee recommendation and of the related appeal process.

Inmate Requested Appeal: Yes No

Inmate Signature:	Date And Time Advised: 01/13/2022
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PREA 0055
0048

From: "Shepherd, Earlena" <Earlena.Shepherd@odrc.state.oh.us>

To: "Mustard, Jeffery" <Jeffery.Mustard@odrc.state.oh.us>

Subject: RE: [REDACTED] and Swain

Date: Fri, 14 Jan 2022 12:55:25 +0000

Importance: Normal

Thank you.

And please let me know when you want me to have STAR move them.

From: Mustard, Jeffery <Jeffery.Mustard@odrc.state.oh.us>

Sent: Friday, January 14, 2022 7:53 AM

To: Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>

Subject: RE: [REDACTED] and Swain

Yes

Jeff Mustard, BOCR Chief

Bureau of Classification/OSC

4545 Fisher Rd, Suite D

Columbus, OH 43228

From: Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>

Sent: Friday, January 14, 2022 7:42 AM

To: Mustard, Jeffery <Jeffery.Mustard@odrc.state.oh.us>

Subject: FW: [REDACTED] and Swain

Attached are their appeals. Swain's is over 30 pages. I stopped reading at about page 5. So far, he mentions me and Trevor Clark. Will you be answering these appeals?

From: Jackson, Theodore <Theodore.Jackson@odrc.state.oh.us>

Sent: Thursday, January 13, 2022 4:12 PM

To: Shepherd, Earlena <Earlena.Shepherd@odrc.state.oh.us>

Subject: FW: [REDACTED] and Swain

Hearing conducted, notices and appeals attached. Let me know if you need anything else. [REDACTED]

From: Crawford, Donna M <Donna.M.Crawford@odrc.state.oh.us>

Sent: Thursday, January 13, 2022 4:06 PM

To: Jackson, Theodore <Theodore.Jackson@odrc.state.oh.us>

Subject: FW: [REDACTED] and Swain

[REDACTED] said that his statement also serves as his appeal.

From: "Mustard, Jeffery" <Jeffery.Mustard@odrc.state.oh.us>

To: "Moore, Margaret" <Margaret.Moore@odrc.state.oh.us>

Subject: FW: APPEAL OF OUT-OF-STATE PLACEMENT OF SEAN SWAIN A243-205

Date: Tue, 25 Jan 2022 12:48:58 -0000

Importance: Normal

Attachments: audio-appeal-Jan2022.mp3

They are now sending me an audio appeal. He is saying the 30 pages that he sent before was not his appeal.

Jeff Mustard, BOCR Chief
Bureau of Classification/OSC
4545 Fisher Rd, Suite D
Columbus, OH 43228

From: Sean Swain <seanswaindefense@outlook.com>
Sent: Monday, January 24, 2022 8:10 PM
To: Mustard, Jeffery <Jeffery.Mustard@odrc.state.oh.us>
Subject: APPEAL OF OUT-OF-STATE PLACEMENT OF SEAN SWAIN A243-205

Dear Chief Mustard:

The following will serve as an electronic archive of Sean Swain's appeal of out of state placement, as the appeal that Sean has transmitted below.

Lauren Swain
Executive Director
International Sean Swain Defense Committee

APPEAL OF OUT OF STATE PLACEMENT

I, Sean Swain, A243-205, appeal the decision to subject me to out of state transfer made January 13, 2022. As I was not provided a form for filing this appeal, I proceed to send my appeal via electronic mail to be preserved in archive for any further proceedings. I present six reasons for this appeal:

1. The Ohio Constitution Forbids Out of State Transfer
2. O.R.C. Section 5120.50 Was Not Followed
3. No Reason Exists for the Transfer
4. Swain v. Chambers-Smith, Franklin County Case No. 21CV007954, Challenging This Transfer, is Pending
5. The Transfer is a Continuation of PREA Retaliation
6. The Transfer is Undue Hardship for Myself and Others

FACTS

In March 2013, during an illegal interrogation that he claimed to conduct on behalf of the FBI, former ODRC Counsel Trevor Clark subjected me to sexual assault that involved improper sexual touching and sexual demands. Thereafter, Chief Counsel Stephen Gray threatened me in writing to interstate transfer me if I did not drop my PREA claim against Clark, which I did not drop. Between 2013 and 2018, Clark devised a succession of disciplinary actions in retaliation for my PREA reportage, enlisting local staff to have me found guilty, engineered findings in a pattern of retaliation. In May 2018, days after I sued Clark in 2 separate county courts, Clark engineered the last of my disciplinary frame-ups, enlisting Lt. Kevin Chamblin to sign as charging official to charges that provably could not have occurred.

I appealed the guilty finding and won. I appealed the placement at higher security and won. In April 2019, without notice or hearing or process, I was placed in a van and illegally renditioned to Virginia, where even Virginia officials did not know the reason. My repeated inquiries to Interstate Compact Coordinator Earlena Shepherd were never answered.

In October 2021, I returned to Ohio.

On December 22, 2021, Unit Manager Crawford and Case Manager Lamb spoke with me to make determination about further out of state transfer, deciding I should remain in Ohio. Thereafter, Coordinator Shepherd, who will not reveal the reason for the prior or

PREA 0057
0015

impending transfers, remanded their decision; not because the wrong facts were considered or because the decision did not reflect the facts, but because the conclusion was not what she desired. Facts and laws aside, the ODRC wants to toss me in a van to Maryland. On January 13, 2022, Ms. Crawford gave me a new Form 2099 recommending transfer. No hearing occurred. Nothing was on record. The reason for the transfer was, "for the original reason for which he was prior transferred"-- the "original reason," which was no reason given at all. So, I face transfer to Maryland for the same non-reason as my transfer to Virginia. On January 18, 2022, my wife Lauren Swain contacted the office of Annette Chambers-Smith to inquire as to why I was being transferred without any stated reason. In a conversation with the Assistant Director, which Lauren recorded, the Assistant Director searched the records and, in her own admission, discovered that the reason for transfer had been omitted from all relevant documents. That audio has been turned over to Attorney Eric J. Allen. Mr. Allen has filed Swain v. Chambers-Smith, Franklin County Case No. 21CV007954, challenging this transfer. It is pending in court. Based on these facts, I present the following arguments.

1. The Ohio Constitution Forbids Out of State Transfer

Article I, Section 12, of the Ohio Constitution expressly sets forth in plain language: "No person shall be transported out of state, for any offense committed within the same..." This categorically forbids my transfer out of state, regardless of whatever statute might say to the contrary.

2. O.R.C. Section 5120.50 Was Not Followed

O.R.C. Section 5120.50, which Ms. Crawford referenced in the initial paperwork of 23 December, requires a hearing, on the record, where I am informed of all of the reasons for my transfer. I have had no hearing. There was nothing on the record, despite availability of digital audio recording to create a hearing on the record just as R.I.B. is a hearing on the record. I was not informed of any reason for the transfer. I was told the reason for the transfer was, "for the original reason for which he was prior transferred"-- the "original reason," which was no reason given at all. Recall, the "original" transfer happened without me even receiving prior notification. Having heard the audio of the conversation between my wife and the Assistant Director, I now know why there was no reason given; the ODRC still has not officially come up with one it can legally admit. Absent compliance with O.R.C. Section 5120.50, my renditioning to another state is not an official or legal act but is, rather, a kidnapping and transport across state lines, which is a federal crime.

3. No Reason Exists for the Transfer

Apart from the pattern of contrivances engineered by PREA violator Trevor Clark between 2012 and 2018, I am a model prisoner. In thirty-plus years, I have never been accused of a single act of violence. I have taken all available programs, earned a college degree, wrote two books in publication, and contributed weekly segments to a globally-syndicated radio show. I was honored by Rosa Parks personally for my peace work in prison in 2002. Since Clark's last retaliatory contrivance in 2018, I have spent two and a half years at a low-medium security prison in Virginia, without incident. I have been at OSP since October without incident. Local staff advocate for me to stay in Ohio. My security review, which even takes into account the retaliatory disciplinary contrivances manufactured by Trevor Clark, recommends my security status as Level 1 with a Level 2 override due to my time to the board. It could be easier argued that I am the least-dangerous prisoner in Ohio penal history than I am a legitimate candidate for out of state placement, based on the objective facts, based on the ODRC's own instruments and own staff conclusions.

4. Swain v. Chambers-Smith, Franklin County Case No. 21CV007954, Challenging This Transfer, is Pending

Counsel Eric J. Allen has filed a lawsuit in Franklin County to challenge the constitutionality of this transfer, one reasonably expected to succeed based on the only prior case of its kind, Slider v. State Department of Rehabilitation and Correction, 1999 Ohio App. Lexis 2999, where the Fourth District Court of Appeals reversed a lower court determination that constitutional challenge to interstate transfer did not state a claim upon which relief could be granted. Thus, constitutional challenge to out of state transfer does, in fact, state claim upon which relief can be granted. If this case proceeds, out of state transfer will be legally prohibited entirely.

5. The Transfer is a Continuation of PREA Retaliation

Former ODRC counsel Trevor Clark violated PREA. I reported it. I was threatened with out of state transfer if I did not drop my claim. I did not drop it. I was out of state transferred with the official reason left blank on all paperwork in record. I now face another out of state transfer. Under PREA, a federal statute, prison officials cannot retaliate for PREA claims that are unsubstantiated or even proven false. In this case, the claim was found unsubstantiated. I was not just threatened in writing with PREA retaliation, but the very retaliations that were threatened were then carried out, and were carried out without any official reason as justification. Trevor Clark violated PREA. Officials threatened retaliation. Clark created justifications for carrying out retaliation. The retaliation was carried out. It is now being continued. This transfer is a violation of PREA, a federal statute.

6. The Transfer is Undue Hardship for Myself and Others

My wife Lauren lives in Toledo and attends a Masters program at Eastern Michigan and cannot move to Maryland. Retired Navy veteran Brian Wickensimer, a close friend in Ohio, is disabled and cannot travel to Maryland. Legal counsel cannot travel to Maryland to consult on current and future litigation. I filed federal litigation in Virginia that was dismissed when I was transferred to Ohio. I re-filed in Ohio and that will be dismissed if I get

PREA 0058
0416

transferred to Maryland. I am prevented from challenging my conviction due to this ongoing "diesel therapy."
All of this constitutes undo hardship, carried out without ODRC so much as listing an excuse on its own paperwork.

CONCLUSION

This impending transfer is unconstitutional... illegal... without any conceivable rational basis... illegal... illegal... perfectly senseless... wrong... and obviously so. I ask that this transfer be stopped.

Respectfully Submitted,

[Signature on Original]
Sean Swain A243-205

CAUTION: This is an external email and may not be safe. If the email looks suspicious, please do not click links or open attachments and forward the email to csc@ohio.gov or click the Phish Alert Button if available.

PREA 0059
0047

From: Norris, Delmer
To: Reveal, Tracy
Subject: RE: Inmate Swain - OSP
Date: Friday, February 4, 2022 10:49:31 AM

thanks

D.J. Norris
ODRC STG & K9 Coordinator
614 402-5387
614 329-1283

From: Reveal, Tracy <tracy.reveal@odrc.state.oh.us>
Sent: Friday, February 4, 2022 9:56 AM
To: Young, Carolyn <Carolyn.Young@odrc.state.oh.us>; Norris, Delmer <DJ.Norris@odrc.state.oh.us>; Pounds-Alexander, Chrystal <chrystal.pounds-alex@odrc.state.oh.us>
Cc: Pond, Barbara <Barbara.Pond@odrc.state.oh.us>
Subject: Inmate Swain - OSP

Good Morning.

I wanted to send a quick note in follow up to sharing the Transportation Order re: OSP Inmate Swain #A243205.

He did NOT end up being transported Wednesday as planned, due to an unforeseen incident he initiated.

He will however be transported out of DRC as soon as another date can be set.

I will again include you on that information as before. I do apologize for just now sharing this information.

Sorry for the delay.

Tracy

Tracy L. Reveal, Ph.D.
Ohio Department of Rehabilitation & Correction
Behavioral Intervention/Use of Force – Administrative Officer
Interstate Compact Coordinator

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

PREA 0060
0048

From: [Reveal, Tracy](#)
To: [Wylie, Gina](#)
Cc: [Dillon, Diane](#)
Subject: RE: JPay Content Acquired by Sean Swain in VADOC Subsequent to Illegal Rendition
Date: Thursday, June 30, 2022 10:19:00 AM
Attachments: [image001.png](#)

Gina - Thank you for talking with Mr. Swain. I appreciate you letting him know we are trying to accommodate his request.

I am going to miss working with you, even though it seems to always be by email, as you've been a tremendous help to me. I wish you the BEST in whatever your future holds and am glad to hear you'll still be with OSP/DRC!

Diane – Welcome to the wild and wonderful world of INTERSTATE COMPACT . As the state's administrator for "ICC" – I have a designated point of contact at each facility. So now I'll update my contact list since you are now that person for OSP! I try to not be a constant bother, but every now and then – things like this (w/Swain) come up where I need assistance on-site. I'm sure Gina has shared, that each ICC inmate has to have biannual progress reports. Our agency provides updated ISRs to the IM's sending state, when a progress report is due. I'll let you know whenever an OSP IM is due for an updated ISR, then you can forward that request to the appropriate case manager. If you ever have an issue/question re: Interstate Compact offenders, and/or OSP is making a request to send an inmate out of state for ICC placement – just send me an email or call (614) 294-9318.

Have a great weekend ladies!

Tracy

Tracy L. Reveal, Ph.D.

Behavioral Intervention/Use of Force – Administrative Officer
Interstate Compact Administrator

Ohio | Department of
Rehabilitation & Correction

From: Wylie, Gina <Gina.Wylie@odrc.state.oh.us>
Sent: Thursday, June 30, 2022 9:22 AM
To: Reveal, Tracy <tracy.reveal@odrc.state.oh.us>
Cc: Dillon, Diane <Diane.Dillon@odrc.state.oh.us>
Subject: RE: JPay Content Acquired by Sean Swain in VADOC Subsequent to Illegal Rendition

Lol. It looks like he hasn't had a ticket since February. I went to his cell to ask him where he wanted his JPay information sent. He said he will make some calls and get back to me. He said he didn't believe that it couldn't be transferred to his current OSP account. He said he will probably have someone call about it. He was "good with" the \$500 credit.

Once he sends me the address, I will forward it to you asap.

PREA 0061
0009

Request #271731741

Profile Photo:



Audit Photo:
Audit Photo

Inmate Info

Name: SEAN SWAIN (1969-09-12)
Booking #: A243205
Nationality:
Submitted Date: 08/10/23 15:14
Submitted from Location/Room: OSP,A,4,27,0000/A4
Submitted Facility: ODRC Ohio State Penitentiary
Current Location/Room: OSP,A,4,27,0000/A4
Current Facility: ODRC Ohio State Penitentiary
MAC ID: 20:50:E7:02:D1:46
Device ID: 2050E702D146

Form Info

Category: Administration
Form: Kite - PREA

Request Info

Status: CLOSED by Lamb, T.
Facility Deadline: 08/17/23 23:59

Details of Request:

PREA Claim (1)

Details of Request:

Please state the nature of your kite. Be specific.:

On March 27, 2013, I was inappropriately touched by former ODRC Counsel Trevor M. Clark. I reported the PREA violation and it was determined to be unsubstantiated.

Thereafter, Clark engaged in a campaign of PREA retaliation, writing up conduct reports and outsourcing them to local institution personnel to sign off as charging officials, so as to conceal his own involvement in authoring those conduct reports. Those conduct reports retaliatorily contrived include:

- MANCI-13-002907
- MANCI-13-002794
- SOCF-15-001327
- WCI-16-00885
- WCI-16-007856
- WCI-16-010754
- WCI-18-004964

I was told by charging officials that Trevor Clark authored the conduct reports and they were ordered to issue them; I was told by RIB officials that Trevor Clark had directed them to find guilt. In MANCI-13-002794, Trevor Clark was co-charging official at RIB, legal counsel for Angela Hunsinger (other charging official), and legal advisor to the RIB.

In December 2015, Mr. Clark met with me and specifically told me I would never get to Level 2 security, never be removed from the "gang" list he assigned me to, and would likely never get a parole unless the parole board "has an aneurysm." All of this is PREA retaliation.

DATE/TIME	USER	ACTION	DETAILS
08/20/23 13:33	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:00	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:00	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:10	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:10	SEAN SWAIN	Viewed Staff Response	
08/13/23 13:01	SEAN SWAIN	Viewed Staff Response	
08/13/23 13:01	SEAN SWAIN	Viewed Staff Response	
08/12/23 20:18	SEAN SWAIN	Viewed Staff Response	
08/12/23 20:18	SEAN SWAIN	Viewed Staff Response	
08/12/23 17:13	SEAN SWAIN	Viewed Staff Response	
08/12/23 17:13	SEAN SWAIN	Viewed Staff Response	
08/12/23 10:02	SEAN SWAIN	Viewed Staff Response	
08/12/23 10:01	SEAN SWAIN	Viewed Staff Response	

PREA 006Z

DATE/TIME	USER	ACTION	DETAILS
			Mr. Swain. This allegation was opened and closed 02/12/2019. After careful review, I have found no merit to respondent's allegation for the following reasons (1) allegation was investigated and all parties interviewed, (2) Mr. Clark is no longer employed with ODRC, and (3) no new or additional information showing retaliation.
08/12/23 08:23	Lamb, T.	Changed Status	From 'Open' to 'Closed'
08/11/23 15:01	SEAN SWAIN	Viewed Staff Response	
08/11/23 10:15	SEAN SWAIN	Viewed Staff Response	
08/11/23 10:15	SEAN SWAIN	Viewed Staff Response	

PREA 0063

Request #271931501

Profile Photo:



Inmate Info

Name: SEAN SWAIN (1969-09-12)
Booking #: A243205
Nationality:
Submitted Date: 08/11/23 10:26
Submitted from Location/Room: OSP,A,4,27,0000/A4
Submitted Facility: ODRC Ohio State Penitentiary
Current Location/Room: OSP,A,4,27,0000/A4
Current Facility: ODRC Ohio State Penitentiary
MAC ID: 20:50:E7:02:D1:46
Device ID: 2050E702D146

Audit Photo:

Audit Photo

Form Info

Category: Administration
Form: Kite - PREA

Request Info

Status: CLOSED by Lamb, T.
Facility Deadline: 08/18/23 23:59

Details of Request:

PREA claim (2)

Details of Request:

Please state the nature of your kits. Be specific.:

In April 2019, I was illegally renditioned to Virginia. The Ohio Constitution forbids out of state transfer (Article 12). I was not given a hearing or notice or explanation. To date, no one has told me why I was illegally and irregularly renditioned. Internal emails of ODRC administrators even refer to this as "illegal rendition." This occurred a little over a month after I used the phone system to report PREA retaliation involving Central Office personnel who terminated my communications on behalf of Trevor Clark.

In or about May 2014, Chief Counsel Stephen Gray, in written correspondence to my legal counsel Richard Kerger, threatened out of state transfer in response to my PREA claim that I made against Trevor Clark.

Such transfer constitutes PREA retaliation, a PREA violation.

DATE/TIME	USER	ACTION	DETAILS
08/18/23 19:04	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:04	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:07	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:07	SEAN SWAIN	Viewed Staff Response	
08/16/23 11:26	SEAN SWAIN	Viewed Staff Response	
08/16/23 09:44	Lamb, T.	Staff Response	Mr. Swain, this incident has been investigated and closed.
08/16/23 09:44	Lamb, T.	Changed Status	From 'Open' to 'Closed'
08/14/23 08:19	SEAN SWAIN	Viewed Staff Response	
08/12/23 10:09	SEAN SWAIN	Viewed Staff Response	
08/11/23 10:26	SEAN SWAIN	Submitted New	PREA claim (2)

PREA 0064

Request #272192871

Profile Photo:



Inmate Info

Name: SEAN SWAIN (1969-09-12)
Booking #: A243205
Nationality:
Submitted Date: 08/12/23 10:08
Submitted from Location/Room: OSP,A,4,27,0000/A4
Submitted Facility: ODRC Ohio State Penitentiary
Current Location/Room: OSP,A,4,27,0000/A4
Current Facility: ODRC Ohio State Penitentiary
MAC ID: 20:50:E7:02:D1:46
Device ID: 2050E702D146

Audit Photo:
Audit Photo

Form Info

Category: Administration
Form: Kite - PREA

Request Info

Status: CLOSED by Lamb, T.
Facility Deadline: 08/19/23 23:59

Details of Request:

Response to PREA (1)

Details of Request:

Please state the nature of your kite. Be specific.:

You said an investigation was conducted and the issue closed. That's absolutely untrue for the following reasons:

1. I did not allege Trevor Clark's PREA retaliation thru his use of the disciplinary process. An allegation not made could not have been investigated.
2. No one spoke to me or gathered any information from me related to any PREA retaliation claim.
3. No one ever provided me any conclusions nor documentation regarding any PREA retaliation claim.

How is it possible for you to investigate something I didn't mention and investigate without asking me anything and close the investigation without me knowing it happened?

Please provide me all relevant copies of all documents related to this investigation.

DATE/TIME	USER	ACTION	DETAILS
08/18/23 19:01	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:01	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:09	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:09	SEAN SWAIN	Viewed Staff Response	
08/15/23 11:19	SEAN SWAIN	Viewed Staff Response	
08/14/23 18:49	SEAN SWAIN	Viewed Staff Response	
08/14/23 18:49	SEAN SWAIN	Viewed Staff Response	
08/14/23 12:47	SEAN SWAIN	Viewed Staff Response	
08/14/23 12:47	SEAN SWAIN	Viewed Staff Response	
08/14/23 08:18	SEAN SWAIN	Viewed Staff Response	
08/14/23 08:17	SEAN SWAIN	Viewed Staff Response	
08/14/23 08:17	SEAN SWAIN	Viewed Staff Response	
08/14/23 08:13	SEAN SWAIN	Viewed Staff Response	
08/14/23 08:13	SEAN SWAIN	Viewed Staff Response	
08/14/23 08:08	Lamb, T.	Staff Response	I/P Swain, the PREA claim was made on 12/21/2018 and investigation was conducted and case closed on 02/12/2019.
08/14/23 08:08	Lamb, T.	Changed Status	From 'Open' to 'Closed'
08/12/23 20:18	SEAN SWAIN	Viewed Staff Response	
08/12/23 10:09	SEAN SWAIN	Viewed Staff Response	
08/12/23 10:09	SEAN SWAIN	Viewed Staff Response	
08/12/23 10:08	SEAN SWAIN	Submitted New	Response to PREA (1)

PREA 0065

Request #272587951

Profile Photo:



Inmate Info

Name: SEAN SWAIN (1969-09-12)
Booking #: A243205
Nationality:
Submitted Date: 08/14/23 08:16
Submitted from Location/Room: OSP,A,4,27,0000/A4
Submitted Facility: ODRC Ohio State Penitentiary
Current Location/Room: OSP,A,4,27,0000/A4
Current Facility: ODRC Ohio State Penitentiary
MAC ID: 20:50:E7:02:D1:46
Device ID: 2050E702D146

Audit Photo:

Audit Photo

Form Info

Category: Administration
Form: Kite - PREA

Request Info

Status: CLOSED by Lamb, T.
Facility Deadline: 08/21/23 23:59

Details of Request:

Copies of PREA

Details of Request:

Please state the nature of your kite. Be specific.:
 Let me know what I need to do to get copies of the relevant documents in the PREA retaliation investigation for the PREA retaliation claim (that I never made). Thanks.

DATE/TIME	USER	ACTION	DETAILS
08/18/23 19:03	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:03	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:07	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:07	SEAN SWAIN	Viewed Staff Response	
08/16/23 11:36	SEAN SWAIN	Viewed Staff Response	
08/16/23 11:36	SEAN SWAIN	Viewed Staff Response	
08/16/23 09:42	Lamb, T.	Staff Response	Mr. Swain, this incident has been investigated and closed. See attachment.
08/16/23 09:42	Lamb, T.	Changed Status	From 'Open' to 'Closed'
08/16/23 09:40	Lamb, T.	Document edited	Document Swain #A243205.pdf was shared with inmate
08/16/23 09:40	Lamb, T.	Document added	Document Swain #A243205.pdf was added. Shared with Inmate: No
08/14/23 08:16	SEAN SWAIN	Submitted New	Copies of PREA

PREA 0066

Request #273298851

Profile Photo:



Inmate Info

Name: SEAN SWAIN (1969-09-12)
Booking #: A243205
Nationality:
Submitted Date: 08/16/23 11:29
Submitted from Location/Room: OSP.A,4,27,0000/A4
Submitted Facility: ODRC Ohio State Penitentiary
Current Location/Room: OSP.A,4,27,0000/A4
Current Facility: ODRC Ohio State Penitentiary
MAC ID: 20:50:E7:02:D1:46
Device ID: 2050E702D146

Audit Photo:
Audit Photo

Form Info

Category: Administration
Form: Kite - PREA

Request Info

Status: CLOSED by Lamb, T.
Facility Deadline: 08/23/23 23:59

Details of Request:

Copies of all documents related to the multiple PREA investigations that I never knew were even undertaken

Details of Request:

Please state the nature of your kite. Be specific.:
 I need copies of documents from the multiple PREA investigations you have indicated to have occurred. Thank you.

DATE/TIME	USER	ACTION	DETAILS
08/18/23 19:05	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:05	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:03	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:03	SEAN SWAIN	Viewed Staff Response	
08/17/23 08:20	SEAN SWAIN	Viewed Staff Response	
08/17/23 08:20	SEAN SWAIN	Viewed Staff Response	
08/17/23 08:17	SEAN SWAIN	Viewed Staff Response	
08/17/23 08:17	SEAN SWAIN	Viewed Staff Response	
08/17/23 07:59	Lamb, T.	Staff Response	Swain #A234205, documentation was attached to previous email.
08/17/23 07:59	Lamb, T.	Changed Status	From 'Open' to 'Closed'
08/16/23 11:35	SEAN SWAIN	Viewed Staff Response	
08/16/23 11:29	SEAN SWAIN	Submitted New	Copies of all documents related to the multiple PREA investigations that I never knew were even undertaken

PREA 0067

Request #273304241

Profile Photo:



Inmate Info

Name: SEAN SWAIN (1969-09-12)
Booking #: A243205
Nationality:
Submitted Date: 08/16/23 11:41
Submitted from Location/Room: OSP,A,4,27,0000/A4
Submitted Facility: ODRC Ohio State Penitentiary
Current Location/Room: OSP,A,4,27,0000/A4
Current Facility: ODRC Ohio State Penitentiary
MAC ID: 20:50:E7:02:D1:46
Device ID: 2050E702D146

Audit Photo:

Audit Photo

Form Info

Category: Administration
Form: Kite - PREA

Request Info

Status: CLOSED by Lamb, T.
Facility Deadline: 08/23/23 23:59

Details of Request:

Absolutely confused

Details of Request:

Please state the nature of your kite. Be specific.:

Just read your response to my request for copies and I'm absolutely confused. What you attached was my PREA complaint regarding Trevor Clark, related to his conduct on March 27, 2013. Okay. Got it. That was investigated and closed. Got it.

So where are the investigations into my OTHER CLAIMS? I'm not re-hashing events of March 27, 2013. I'm trying to make claims of PREA RETALIATION RELATING TO SUBSEQUENT CONDUCT and you keep telling me all of that was also investigated. Where are all of those subsequent investigations? Please advise.

DATE/TIME	USER	ACTION	DETAILS
08/18/23 19:07	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:07	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:06	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:06	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:03	SEAN SWAIN	Viewed Staff Response	
08/17/23 08:17	SEAN SWAIN	Viewed Staff Response	
08/17/23 08:04	Lamb, T.	Staff Response	Mr. Swain, you claim OSP is retaliating against you but have not provided any solid information to investigate. Looking back at your previous kite, it appears you have a classification concern not a PREA. Any classification concerns should be addressed to Ms. Gordon, UMC or BOC.
08/17/23 08:04	Lamb, T.	Changed Status	From 'Open' to 'Closed'
08/16/23 18:30	SEAN SWAIN	Viewed Staff Response	
08/16/23 18:30	SEAN SWAIN	Viewed Staff Response	
08/16/23 11:41	SEAN SWAIN	Submitted New	Absolutely confused

PREA 0068

Request #273570621

Profile Photo:



Inmate Info

Name: SEAN SWAIN (1969-09-12)
Booking #: A243205
Nationality:
Submitted Date: 08/17/23 08:18
Submitted from Location/Room: OSP,A,4,27,0000/A4
Submitted Facility: ODRC Ohio State Penitentiary
Current Location/Room: OSP,A,4,27,0000/A4
Current Facility: ODRC Ohio State Penitentiary
MAC ID: 20:50:E7:02:D1:46
Device ID: 2050E702D146

Audit Photo:
Audit Photo

Form Info

Category: Administration
Form: Kite - PREA

Request Info

Status: CLOSED by Lamb, T.
Facility Deadline: 08/24/23 23:59

Details of Request:

More and more confused

Details of Request:

Please state the nature of your kite. Be specific.:
 When did i say OSP is retaliating?

DATE/TIME	USER	ACTION	DETAILS
08/19/23 09:30	SEAN SWAIN	Viewed Staff Response	
08/19/23 09:30	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:07	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:07	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:02	SEAN SWAIN	Viewed Staff Response	
08/18/23 18:02	SEAN SWAIN	Viewed Staff Response	
08/18/23 17:17	SEAN SWAIN	Viewed Staff Response	
08/18/23 17:17	SEAN SWAIN	Viewed Staff Response	
08/18/23 17:14	SEAN SWAIN	Viewed Staff Response	
08/18/23 07:37	Lamb, T.	Staff Response	Mr. Swain, this issues has been addressed and closed.
08/18/23 07:37	Lamb, T.	Changed Status	From 'Open' to 'Closed'
08/17/23 13:01	SEAN SWAIN	Viewed Staff Response	
08/17/23 08:19	SEAN SWAIN	Viewed Staff Response	
08/17/23 08:18	SEAN SWAIN	Submitted New	More and more confused

PREA 0069

Request #274158421

Profile Photo:



Inmate Info

Name: SEAN SWAIN (1969-09-12)
Booking #: A243205
Nationality:
Submitted Date: 08/18/23 19:26
Submitted from Location/Room: OSP,A,4,27,0000/A4
Submitted Facility: ODRC Ohio State Penitentiary
Current Location/Room: OSP,A,4,27,0000/A4
Current Facility: ODRC Ohio State Penitentiary
MAC ID: 20:50:E7:02:D1:46
Device ID: 2050E702D146

Audit Photo:
Audit Photo

Form Info

Category: Administration
Form: Kite - PREA

Request Info

Status: CLOSED by Lamb, T.
Facility Deadline: 08/25/23 23:59

Details of Request:

My final attempt to address PREA

Details of Request:

Please state the nature of your kite. Be specific.:

I just want to make sure there isn't miscommunication here.

Have you read the federal statutes related to PREA? PREA doesn't just relate to events of sexual assault but also forbids RETALIATION. Under PREA, claims of inappropriate sexual conduct are one event requiring investigation; subsequent retaliation is a separate and distinguishable event requiring investigation.

I'm confused because I have attempted to pursue PREA retaliation claims and you continue to tell me that the retaliation claims were already investigated...then you send me the document closing out the initial PREA investigation. It seems you are indicating that when the investigation into Trevor Clark's sexual conduct closed that somehow that means all other activity he would ever engage in in the future was also investigated and closed...? You have even indicated that events that occurred after the investigation closed were somehow also investigated.

Time is linear and unidirectional. It is impossible for an investigation in the past to investigate events in the future.

I have had personal interactions with you. I know you're not dumb. I know you're not unstable. I have a 137 I.Q. and an MMPI that scores normal within all scales and I had a writing scholarship in college. I have to believe you know what I'm saying. This is very perplexing.

This is my last PREA communication.

Please advise.

DATE/TIME	USER	ACTION	DETAILS
08/25/23 18:50	SEAN SWAIN	Viewed Staff Response	
08/25/23 18:50	SEAN SWAIN	Viewed Staff Response	
08/24/23 09:26	SEAN SWAIN	Viewed Staff Response	
08/24/23 07:40	Lamb, T.	Staff Response	Mr. Swain, this matter is closed.
08/24/23 07:40	Lamb, T.	Changed Status	From 'Open' to 'Closed'
08/23/23 09:53	SEAN SWAIN	Viewed Staff Response	
08/23/23 09:53	SEAN SWAIN	Viewed Staff Response	
08/23/23 07:48	SEAN SWAIN	Viewed Staff Response	
08/23/23 07:48	SEAN SWAIN	Viewed Staff Response	
08/19/23 09:56	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:27	SEAN SWAIN	Viewed Staff Response	
08/18/23 19:26	SEAN SWAIN	Submitted New	My final attempt to address PREA

PREA 0070



Department of Rehabilitation & Correction

Wednesday November 19, 2025 1:33 PM

Full Name SWAIN, SEAN	Number A243205	Institution OSP	Lock A/4/27	
Age 56	Race White (not of H	Admit Date 02/15/1995	Expected Release Date 08/01/2026	
Days Until Release 296	County Of Commitment ERIE	Job STUDENT ADVANCED	SecurityLevel 4	FelonyLevel AM

Section A - Inmate 48 Hour Notice

NOTE: If recommended placement is E then inmate's 48 hour notice is required and cannot be waived for any reason.

This hearing will be to consider an inmate for ERH Placement:

Inmate Waives 48-Hour Notification: Yes No

Classification Conference Date: 10/13/2025

Classification Conference Time: 10:40 AM

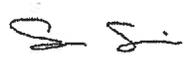
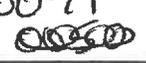
Place : A-BLOCK

Comments:

N/A

Inmate Signature

Inmate's Signature captured manually, refer to the attachment

Inmate's Signature : 	Date : 10/2/2025	Time : 10:42 AM
PREA 0071 		

Next of Kin reviewed with inmate and up-to-date ? Yes No

Section B - Security Review

- Annual Review
 Special Review

Section B1 - Annual Adjustment

Please list any pro-social behavior or programming the inmate has completed within the past 12 months that the committee will consider during this review

No pro-social behavior or programming in last 12 months :

Notes:

Fall Dates: 08/25/2025 - 12/14/2025 2025-2026 Customer Service BIS 1400 619 Customer Service FA25 Fall Dates: 08/25/2025 - 12/14/2025 2025-2026 Foundations of Marketing MRK 2100 614 FA25 Recreation Activity / Group Creative writing Verified 03/20/2025

Section B2 - Inmate's Adjustment - Prior Year Behavior (Last 365 Days). Scoring is calculated off completed RIB convictions within last 365 days

RIB Rule Violations (Last 12 months) (Date, RIB Case Number, Rules Violated)	Score
	Total Score: 0 - Adjusting

0 to 10 Points - Adjusting

11 to 19 Points - Moderate Adjustment

20 to Higher Points - Not Adjusting

Section B2.1 - Other Behavioral Considerations

RIB Rule Violations (Last 13-24 months) (Date, RIB Case Number, Rules Violated)	Score
	Total Score: 0 - Good

0 to 10 Points - Good

11 to 19 Points - Moderate

20 to Higher Points - Disruptive

Likelihood of future Violence:
Minimum

Likelihood of Future Violence
Calculation

PREA 0072
0050

Section B3 - Hearing Committee's Recommendation

Did the inmate make a written or verbal statement : Yes No

Please summarize the inmate's verbal and written statements and upload all written attachments or supporting documents below :
Mr. Swain waived attending his hearing at his 48-hour notice

Current Security Level at time of review :4

Review Recommends: **Consider Security Level Decrease**

Classification Recommendation: **Recommended Security Decrease**

Recommended Placement :3

NOTE: "Policy prohibits inmate being increased to L4, committee should consider ERH placement if inmate qualifies. If inmate does not qualify committee should retain at level lower than 4."

NOTE: Level 1 is the lowest security level in the ODRC, and the classification committee shall consider a multitude of factors to determine if the individual qualifies for this level. Individuals with a history of perimeter escape, non-perimeter escape(s), failure to comply, significant amounts of time left to serve, high notoriety cases, wanted felony detainees, or extensive criminal histories may still be denied Level 1 security for these reasons at the discretion of the classification committee, Warden and the BOCR.

Requested Catchment Area For Downgrade: Northeast

Committees notes and rationale:

Mr. Swain has been at level 4 since 2021. He has not received any RIB tickets since 2023. He is currently enrolled in Sinclair College that concludes in December. The committee believes he can be managed in a less restrictive environment, recommends reducing the security level to 3.

Other Committee Member Names and Titles:

Crawford, UM; D'Alesandro, CM; Balk, Secretary

Staff Signature:

Signed By : T D'ALESANDRO

Signed On : 10/09/2025

Section B4 - Inmate Appeal And Signature Section

Inmate requested appeal: Yes No

PIZZA 0073
0052

Inmate advised of committee recommendation and of the related appeal process: ✓

Inmate Signature

Inmate's Signature captured manually, refer to the attachment

Inmate's Signature :	Date :	Time :
	10/9/2025	10:35 AM

Section C - Warden or Designee Action Section

Warden or Designee Action: Approve

Warden's' Rationale:

IP Swain has been level 4 for 4 years. Behavior has been positive. Swai is currently in college. If reduction is approved by BOC, IP shall remain at OSP until 12/25. That will be the remainder of the semester.

Warden's Placement : 3

NOTE: "Policy prohibits inmate being increased to L4, committee should consider ERH placement if inmate qualifies. If inmate does not qualify committee should retain at level lower than 4."

NOTE: Level 1 is the lowest security level in the ODRC, and the classification committee shall consider a multitude of factors to determine if the individual qualifies for this level. Individuals with a history of perimeter escape, non-perimeter escape(s), failure to comply, significant amounts of time left to serve, high notoriety cases, wanted felony detainees, or extensive criminal histories may still be denied Level 1 security for these reasons at the discretion of the classification committee, Warden and the BOCR.

Are you requesting a transfer? Yes No

NOTE: The RCLAS date does not match the inmate's RH start date. Please ensure that the RCLAS date is correct so that the inmate gets credit for his RH placement time.

BOCR Review Required: ✓

Warden or Designee's Signature:

Signed By : REENA L GORDON
Signed On : 10/10/2025

Departmental / BOCR Action

Bureau of Classification Action: Disapprove

Final Security Level: 4

PR2A 0074


Does this require update to Inmate's Security Level? Yes No

BOC's' Rationale:

This IP is doing better & in college however in 2019 stated a written plan in a published article on how he would take over a prison .
Consultation with the BOC Chief is to remain Level 4.

Serving Staff Signature

Signed By : A HILL

Signed On : 10/10/2025

PREA 0075
0004



Department of Rehabilitation & Correction



INMATE DISCIPLINE HISTORY

Inmate #: A243205

Institution: OSP

Lock: A/4/27

DOB: 09/12/1969

Name: SWAIN, SEAN

Race: WHITE

Mental Health Classification: N

INCARCERATED - 03/09/2023 - VIDEOCONFERENCE HEARING

Legacy RIB Cases

DATE OF OFFENSE	CASE #	CASE STATUS	STATUS UPDATED DATE	RULES VIOLATED	LC
2/9/2022	OSP-22-000371	CLOSED - Legal Appeal - Upheld	3/29/2022	27	
2/5/2022	OSP-22-000320	CLOSED - Legal Appeal - Upheld	3/29/2022	24	
5/18/2018	WCI-18-004964	CLOSED - Director's Decision - Upheld	11/2/2018	10,15,17	
3/28/2018	WCI-18-002337	CLOSED - Closed at Hearing Officer Level	4/9/2018	26	
12/27/2016	WCI-16-010754	CLOSED - Warden's Decision (No Appeal / Completed)	1/12/2017	26,10	
9/8/2016	WCI-16-007856	CLOSED - Warden's Decision (No Appeal / Completed)	9/21/2016	51	
1/20/2016	WCI-16-000885	CLOSED - Director's Decision - Upheld	3/22/2016	17	
5/4/2015	SOCF-15-001327	CLOSED - Closed at Hearing Officer Level	5/13/2015	08,59	

PREA 0076

DATE OF OFFENSE	CASE #	CASE STATUS	STATUS UPDATED DATE	RULES VIOLATED	LC
, 14/2014	OSP-14-000957	CLOSED – Closed at Hearing Officer Level	4/23/2014	51,21	
7/8/2013	MANCI-13-004489	CLOSED – Closed at Hearing Officer Level	7/25/2013	21	
4/23/2013	MANCI-13-002794	CLOSED – Director's Decision – Upheld	6/11/2013	08	
9/19/2012	MANCI-13-002907	CLOSED – Director's Decision – Upheld	6/18/2013	60,15,17,59	
10/28/2009	TOCI-09-003692	CLOSED – Warden's Decision (No Appeal / Completed)	11/15/2009	51	
5/30/2008	TOCI-08-001468	CLOSED – Director's Decision – Upheld	9/5/2008	16	
5/13/2008	TOCI-08-001279	CLOSED – Closed at Hearing Officer Level	5/22/2008	51	

PREA 0077

From: Hunsinger, Angela
To: Clark, Trevor
Cc: Tibbals, Terry
Subject: 12 monkey conduct report
Date: Wednesday, October 17, 2012 1:04:48 PM
Attachments: 12_monkey.docx

Hey-let me know what you think. Esp. the letter Swain was sending out yesterday about the Senators etc. if you want it out of the conduct report.

Angela Hunsinger
Institutional Investigator
Mansfield Correctional Institution
419-526-2000 ext. 2027

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

PREA 0078
6004

Beginning in September 2012 MANCI staff began reporting unauthorized flyers being posted in pods, and lying in large piles for inmates to pick up for review. In result of an investigation it was determined the inmates responsible that these pamphlets were distributed as "resistance manuals" to all inmates and other institutions across the state. The pamphlet incites other inmates to unite against prison administration stating a "joyous class war is coming, if you are a prison consider this an invitation. If you are a Warden consider this a threat." The pamphlet instructs inmates to -bring the prison system to the brink by:

- 1-run electrical appliances and flush sink water all day
- 2-get all prisoners to flush toilets at the same time breaking water mains
- 3-break machines in the kitchen and OPI
- 4-pour salt water in staff computers
- 5-cut phone and computer lines with razor blades
- 6-put gum, paperclips and staples in door locks
- 7-Demand all food, clothes and medical/dental you are entitled to
- 8-get gang members to unite against our common enemy
- 9-steal, sabotage, organize, strike, resist

The pamphlets informs prison administrators that control of the prisons will soon be lost and it will not be regained as administration is outnumbered 20 to 1 and face 50,000 warriors who are now organized as the 12 Monkeys. The pamphlet then warns prison administration not to do anything stupid or it will be a regret.

On 9/19/12 three inmates, [REDACTED], Swain, 243-205, and [REDACTED] were identified as being the creators of the 12 Monkey resistance organization. In result their cells were searched and the following evidence was found.

Found in possession of Swain 243-205 was anarchist articles Swain authored that had wording and ideologies that matched the 12 Monkey resistance movement. Swain was in the process of sending these articles to Redbird Prison Abolition to be published on his website. In the article he calls for

PREA 0079
0005

militant tactics to be implemented and states the state should make JPay profiteers pay by opening packages and lose fingers, feel bullets bouncing in their brain pan, vehicles exploding, and businesses going up in flames. Swain closes the article by stating, "We have to burn the JPay to the ground."

Swain's tattoos were also reviewed and captured as evidence in which he had the 12 Monkey logo tattooed on his leg which is identical to the 12 Monkey logo this group was putting on their "resistance manuals" they were mass distributing in the institution.

Found in possession of inmate [REDACTED] were the original blueprints used to make mass copies of the 12 Monkey resistance pamphlets found throughout the institution. In addition inmate [REDACTED] was in the process of creating 12 Monkeys newsletter titled "Guerilla 33". The introduction of this manual gives a description of its purpose stating, "The Guerrilla manual is directed at individual prisoners who want to be free and inspire others by working in small groups called "guerrilla columns." This manual teaches you organizing, strategy, and tactics." "This manual trains you how to take power away from the Warden and the Director, but it also applies to taking power from the Mayor, and polices, courts, prosecutors, Governor, and law makers. Within the newsletter were small articles authored by the 12 Monkey inmate members. One article titled "Everyone Rise" was authored by Monkey #12 was in inmate [REDACTED] possession for the newsletter. The original handwritten article was found in the possession of inmate [REDACTED] This article calls for everyone to rise against authority, shake the walls and break the bonds of incarceration.

Also found in possession of inmate [REDACTED] was a photo copied book titled Errico Malatesta His Life & Ideas. Malatesta was an Italian anarchist that was imprisoned for 19 years before ultimately working with 30 others to start an insurrection and took over villages, attempted to murder a King before being arrested.

Through the course of the investigation U.S. mail was screened in accordance with AR 5120-9-18. From 10/2/12 to current date all three inmates have worked in conjunction with one another to continue to promote and develop their resistance movement and incite warfare on the ODRC as well as violent acts toward JPay and targeted Ohio citizens.

On 10/10/12 and 10/16/12 inmate [REDACTED] outgoing mail was opened. Inside the envelope on 10/10/12 was a press release he was sending to his mother to send out to 14 media organizations. The news release identifies themselves as an anarchist revolutionary group created to aid abused prisoners and bring resistance to ODRC. The 2nd news release from [REDACTED] states the FBI and OSHP are

PREA 0080
0006

investigating Mansfield Prisoner, Sean Swain in an alleged link to the internet hacker group "Anonymous". On 10/16/12 [REDACTED] sent out in the U.S. mail another news release. In this news release [REDACTED] identifies himself as Monkey #9 and states that resistance manuals have been copied and delivered to prisoners at every Ohio prison with the intent to inspire prisoners to resist the invalid hierarchy and multi-million dollar system ceasing its operation. [REDACTED] states the state of Ohio started the war, the Army of the 12 Monkeys will finish it.

On 10/16/12 an outgoing letter from [REDACTED] was opened in accordance with AR 5120-9-18. Inside the addressed to Ben Turk RedBird Columbus, OH inmate Swain 243-205 wrote a letter addressed to Senators, Representatives and the Ohio General Assembly. Inmate Swain informs them that he is at Mansfield Correctional Institution being investigated by the OSHP and the FBI. He speaks about the Army of 12 Monkeys sending letters to some of you claiming the internet organization "Anonymous" retrieved your personal information and planned to release it on the internet. The letters tells them that if they want to avoid release of your home information they should quickly adopt the Army of the 12 Monkey's legislative agenda: 1-abolish the death penalty 2-abolish the parole board 3-get rid of dams six feet high or less 4-ban fracking 5-outlaw the word "indians" for team mascots. Inmate Swain goes on about the OSHP and the fact that he may or may not have wrote this letter and how he was simply informing as a "messenger" of Anonymous groups intentions to release their personal information. Swain then informs them that according to the letter, Anonymous will release your personal information to the world. Strangers will have your information without your consent. Certainly, someone might burn your house down. Maybe, or, perhaps, you'll get holiday cards from people you never met. Who knows? There may be detriment or benefits...or both. Swain writes about his dislike on JPAY and the exclusive monopoly they now have over the money orders inmates receive. In the end of the letter Swain informs them the deadline is on November 5, 2012 in honor of Guy Fawkes, and then states, "I don't feel sorry for any of you scumbags" and signs it "Sean Swain".

The results of this investigation have determined that inmate Swain 243-205, [REDACTED], and [REDACTED] have conspired together as a group in an attempt to entice incarcerated inmates to resist prison administration and rules by incorporating violence and property damage. This is a direct violation of AR 5120-9-37 paragraph B section 1 forming, organizing, promoting, encouraging, recruiting for or participating in an unauthorized group. Section 2-Possessing creating, reproducing using or circulating etc. any material related to an unauthorized group. Section 3-Communicating support of, association with, or involvement in any unauthorized group. The form of communication may be verbal, through

PREA 0081
0007

codes, jargon, non-verbal, symbols, displays, drawings, graffiti, distinctive clothing, hairstyles, colors, ornaments etc. Section 4-Participating in criminal activities, or disruptive activities such as disturbances, riots, fostering racial or religious hatred, or union activities, and Section 5-violating institutional rules or directives or state or federal laws.

Rule 15-Rioting or encouraging others to riot

Rule 56-Use of telephone or mail in furtherance of any criminal activity.

All evidence regarding this investigation can be reviewed by RIB in the Investigator's office.

PIREA 0082

0008

Conduct Report

Name: SWAIN, SEAN		Institution: MANCI	MANCI-12-007210
Date/Offense: 08/19/2012	Time/Offense: 05:00 PM	Number: A243205	Lock: 
Rule(s) Violated: 17, 15, 50		Engaging in unauthorized group activities as set forth in paragraph (B) of rule 8120-8-37 of the Administrative Code; Raising or encouraging others to riot; Use of telephone or mail in furtherance of any criminal activity.	

Supporting Facts (Describe what occurred and how the inmate violated the rule(s)):

Beginning in September 2012 MANCI staff began reporting unauthorized flyers being posted in pods, and lying in large piles for inmates to pick up for review. After conducting an investigation it was determined that the inmates responsible for these pamphlets that were distributed as "resistance manuals" to all inmates and other institutions across the state. The pamphlet incites other inmates to unite against prison administration stating a "Joyous class war is coming, if you are a prisoner consider this an invitation. If you are a Warden consider this a threat." The pamphlet instructs inmates to bring the prison system to the brink by:

- 1-run electrical appliances and flush sink water all day
- 2-get all prisoners to flush toilets at the same time breaking water mains
- 3-break machines in the kitchen and OPI
- 4-pour salt water in staff computers
- 5-cut phone and computer lines with razor blades
- 6-put gum, paperclips and staples in door locks
- 7-Demand all food, clothes and medical/dental you are entitled to
- 8-get gang members to unite against our common enemy
- 9-steal, sabotage, organize, strike, resist

The pamphlets inform prison administrators that control of the prisons will soon be lost and it will not be regained as administration is outnumbered 20 to 1 and face 50,000 warriors who are now organized as the 12 Monkeys.

(Use Conduct Report Supplement sheet, if needed)

As the Charging Official, do you wish to have input into the disciplinary proceedings? Yes No

Printed Name: hunsingeram	Signature: 
Shift: B-4	Days Off: s&s
	Date: 10/17/2012

A copy of this conduct report was served upon the above-named inmate on October, 19 20 12 at 12:30 PM

Staff Signature: 
--

I acknowledge receipt of the conduct report on the above stated date and time:

Inmate Signature: 	Number: A243205
---	------------------------

PRDA 0083
0016

From: Shoemaker, Paul
To: Chris.Gickler@gtl.net (Chris.Gickler@gtl.net); Rick Muncy; "Adam Long"
Cc: Gray, Stephen; Wilson, Roger; Jeffreys, Rob; Morgan, Donald; Miller, Charles G; Skidmore, John; Kucinic, Vinko; Booth, Randall
Subject: GTL/ITMS suspension Swain #A243-205
Date: Tuesday, May 5, 2015 2:38:18 PM

Mr. Gickler,

There are several security issues surrounding inmate Sean Swain #A243-205 using the GTL/ITMS system. Long story short, all GTL privileges for inmate Sean Swain #A243205 need to be suspended. We, as an agency, will review the suspension in 30 days. But, in the meantime, his privileges are to be permanently suspended. If you have any questions do not hesitate to contact me.

Paul Shoemaker
Deputy Chief Inspector
Ohio Department of Rehabilitation and Correction
(614) 728-1152

PREA 0084
0134

From: Jeffreys, Rob
To: Shoemaker, Paul; Wittrop, Brian
Cc: Gray, Stephen; Stout, Austin; Clark, Trevor; Wilson, Roger; Morgan, Donald; Miller, Charles G; Jarvi, Gene; Chapman, Ryan; Johnson, Christopher
Subject: Re: Letter
Date: Saturday, May 9, 2015 9:55:17 AM

looks like a great candidate for interstate compact; I believe Maryland owes us..

Sent from my iPad

On May 8, 2015, at 2:24 PM, Shoemaker, Paul <Paul.Shoemaker@odrc.state.oh.us> wrote:

Here is the latest outgoing letter from inmate Swain. I advised Investigator Miller to withhold the letter and to forward the original to this office. I will be sure to forward a copy of the letter to OSHP.

Paul Shoemaker
Deputy Chief Inspector
Ohio Department of Rehabilitation and Correction
(614) 728-1152

From: Miller, Charles G
Sent: Friday, May 08, 2015 2:15 PM
To: Shoemaker, Paul
Subject: Letter

FYI

Investigator Charles G Miller
Southern Ohio Correctional Facility
Charles.G.Miller@ODRC.STATE.OH.US

740-259-3221

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

<Image.JPG>

PREA 0085
0136

<Image0001.JPG>

<Image0002.JPG>

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

AZBA 0086
~~0139~~

From: [Shoemaker, Paul](#)
To: [Miller, Charles G](#)
Subject: RE: RE:
Date: Tuesday, May 12, 2015 4:17:36 PM

No, do I need to?

From: Miller, Charles G
Sent: Tuesday, May 12, 2015 4:17 PM
To: Shoemaker, Paul
Subject: RE: RE:

Have you read the latest on seanswain.org?

Investigator Charles G Miller
Southern Ohio Correctional Facility
Charles.G.Miller@ODRC.STATE.OH.US

740-259-3221

From: Shoemaker, Paul
Sent: Tuesday, May 12, 2015 3:21 PM
To: Miller, Charles G
Subject: RE: RE:

Just tell them it is a very serious matter

From: Miller, Charles G
Sent: Tuesday, May 12, 2015 2:13 PM
To: Shoemaker, Paul
Subject: Re: RE:

We received your conduct report it was sent to the hearing officer I told them to hear it and sent it to the RIB, any spacial instructions for the RIB chairman

Sent from my iPhone

On May 12, 2015, at 1:58 PM, Shoemaker, Paul <Paul.Shoemaker@odrc.state.oh.us> wrote:

Just tell him he is under investigation

Sent from my iPhone

On May 12, 2015, at 11:36 AM, "Miller, Charles G"
<Charles.G.Miller@odrc.state.oh.us> wrote:

Paul below you stated that you wanted me to tell I/M Swain that he was under investigation, is that all you want him to know, or do you want me to answer his kite and tell him who ordered the Mail screen. Just wanted

PREA 0087
0141

to touch base.

Investigator Charles G Miller
Southern Ohio Correctional Facility
Charles.G.Miller@ODRC.STATE.OH.US

740-259-3221

From: Shoemaker, Paul
Sent: Monday, May 11, 2015 11:21 AM
To: Gray, Stephen; Wilson, Roger; Clark, Trevor; Jeffreys, Rob
Cc: Morgan, Donald; Miller, Charles G
Subject: FW:

Here is the latest from Swain.....I will let Charlie know to advise Swain that he is currently under investigation.

From: Miller, Charles G
Sent: Monday, May 11, 2015 7:53 AM
To: Shoemaker, Paul
Cc: Morgan, Donald
Subject:

Received this kite in the mail this morning wanting to know how to respond to it?

Investigator Charles G Miller
Southern Ohio Correctional Facility
Charles.G.Miller@ODRC.STATE.OH.US

740-259-3221

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

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AREA 0088
0142

Please note that an e-mail message, or a portion thereof, may be releasable as a public record in accordance with Chapter 149 of the Ohio Revised Code.

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PREA 0089

~~midr~~

From: "Voorhies, Edwin" <edwin.voorhies@odrc.state.oh.us>

To: "Clark, Trevor" <Trevor.Clark@odrc.state.oh.us>

Cc: "Gray, Stephen" <Stephen.Gray@odrc.state.oh.us>, "Mohr, Gary" <Gary.Mohr@odrc.state.oh.us>

Subject: FW: Swain document found in his cell

Date: Thu, 8 Sep 2016 20:30:47 +0000

Importance: Normal

Attachments: DOC090816-09082016135617.pdf

From: Miller, Michele

Sent: Thursday, September 8, 2016 2:30 PM

To: Moon, Amanda <Amanda.Moon@odrc.state.oh.us>; Voorhies, Edwin <edwin.voorhies@odrc.state.oh.us>

Subject: FW: Swain document found in his cell

FYI

Michele Miller

Warden

Belmont Correctional Institution

From: Harris, Chae

Sent: Thursday, September 08, 2016 2:29 PM

To: Miller, Michele <Michele.Miller@odrc.state.oh.us>

Cc: Clark, Trevor <Trevor.Clark@odrc.state.oh.us>

Subject: Swain document found in his cell

The attached document reads like a radio broadcast.

I also have 2 booklets entitled "Ohio part 2 and Ohio part 3" that ramble on. These booklets were found in inmate R.C. 5120.21(F) cell. They appear to be old.

Chae

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PREA 0090

From: "Wilson, Roger" <Roger.Wilson@odrc.state.oh.us>

To: DRC Managing Directors <DRC.ManagingDirectors@odrc.state.oh.us>

Cc: "Shoemaker, Paul" <paul.shoemaker@odrc.state.oh.us>, "Sheldon, Ed" <Ed.Sheldon@odrc.state.oh.us>, "Erdos, Ron" <Ron.Erdos@odrc.state.oh.us>, "Harris, Chae" <Chae.Harris@odrc.state.oh.us>

Subject: FW: Faxes to Director Mohr - Inmate Swain A2243205 Broadcasting on Radio Recorded on September 10

Date: Wed, 14 Sep 2016 20:29:36 +0000

Importance: High

Inline-Images: image001.png

FYI...inmate Swain spoke during the conference that preceded the planned 9/9 protest. He suggested his supporters engage in a number of disruptive activities including sending black faxes to our agency which some supporters have followed through on. While this is a rather passive act, it justifies our vigilance. We will continue to monitor.

Roger Wilson

Chief Inspector

Ohio Department of Rehabilitation and Correction

(614) 752-1674

From: Erica Garcia [mailto:erica.garcia@gtl.net]

Sent: Wednesday, September 14, 2016 3:37 PM

To: Wilson, Roger <Roger.Wilson@odrc.state.oh.us>

Cc: Shoemaker, Paul <paul.shoemaker@odrc.state.oh.us>; Angela Leimeister <angela.leimeister@gtl.net>

Subject: Faxes to Director Mohr - Inmate Swain A2243205 Broadcasting on Radio Recorded on September 10

R.C. 149.433

PR2A 0091

R.C. 149.433

Best Regards,

Erica Garcia
Intelligence Analyst
(614) 387-0519



erica.garcia@gtl.net | www.gtl.net

Confidentiality Notice: This electronic mail transmission is intended for the use of the individual or entity to which it is addressed and may contain confidential information belonging to the sender. If you have received this transmission in error, please notify the sender immediately and delete the original message. Unless explicitly noted above, this e-mail should not, in any way, be considered evidence of the sender's intent to be bound to any agreement.

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PR2A 0092

From: "Clark, Trevor" <Trevor.Clark@odrc.state.oh.us>

To: "Chamblin, Kevin" <kevin.chamblin@odrc.state.oh.us>

Subject: RE: STG Blogs

Date: Tue, 20 Sep 2016 17:07:53 +0000

Importance: Normal

R.C. 149.43(A)(1)(v)

Trevor M. Clark
Assistant Chief Counsel
Ohio Department of Rehabilitation and Correction
770 West Broad Street
Columbus, Ohio 43222
Direct: (614) 752-1764
Main: (614) 752-1765

From: Chamblin, Kevin
Sent: Tuesday, September 20, 2016 10:56 AM
To: Clark, Trevor <Trevor.Clark@odrc.state.oh.us>
Subject: Fw: STG Blogs

Just an fyi. Not sure if you are interested in this or know about it.

Thanks!

Kevin Chamblin
Correctional Lieutenant
Warren Correctional Institution
5787 State Route 63
Lebanon Ohio 45036
Phone (513) 932-3388

From: Applegate, Ryan
Sent: Tuesday, September 20, 2016 10:11 AM
To: Chamblin, Kevin; Pearson, David; Jones, Marty
Subject: STG Blogs

JUST A FYI- Swain and [REDACTED] are writing blogs on the following website: Blackdiamondprisonersupport.com. Just a little information to keep track of them.

Ryan Applegate/MCS-3
Hostage Negotiator (SW Region)
Warren Correctional Institution
5787 State Route 63
Lebanon, Ohio 45036
(513)932-3388 EXT. 2172
(Cell) 614-312-7641

PREA 0093

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AREA 0094

From: "Nelson, Robert" <robert.nelson@odrc.state.oh.us>

To: "Agee, David" <David.Agee@odrc.state.oh.us>, "Baessler, Kyle" <kyle.baessler@odrc.state.oh.us>, "Bailey, Frank" <frank.bailey@odrc.state.oh.us>, "Baker, Brian" <Brian.Baker@odrc.state.oh.us>, "Barber, Craig" <craig.barber@odrc.state.oh.us>, "Chambers, Patricia" <Patricia.Chambers@odrc.state.oh.us>, "Chamblin, Kevin" <kevin.chamblin@odrc.state.oh.us>, "Craft, Greg" <Greg.Craft@odrc.state.oh.us>, "Crosby, Andrew" <Andrew.Crosby@odrc.state.oh.us>, "Dane, Dan" <dan.dane@odrc.state.oh.us>, "Dunn, Benjamin" <Benjamin.Dunn@odrc.state.oh.us>, "Eulenburg, Anita" <Anita.Eulenburg@odrc.state.oh.us>, "Ewen, Jamie" <Jamie.Ewen@odrc.state.oh.us>, "Fisher, Allen" <Allen.Fisher@odrc.state.oh.us>, "Garrison, Gary" <gary.garrison@odrc.state.oh.us>, "Garrison, Jeffrey" <jeffrey.garrison@odrc.state.oh.us>, "Gault, Jerry" <Jerry.Gault@odrc.state.oh.us>, "Harris, Chae" <chae.harris@odrc.state.oh.us>, "Hellard, Hobert" <hobert.hellard@odrc.state.oh.us>, "Hildreth, Matthew" <Matthew.Hildreth@odrc.state.oh.us>, "Holt, Lindsay" <lindsay.holt@odrc.state.oh.us>, "Hoover, Devin" <Devin.Hoover@odrc.state.oh.us>, "Johnson, U" <U.Johnson@odrc.state.oh.us>, "Jones, Marty" <Marty.Jones@odrc.state.oh.us>, "Little, Joseph" <joseph.little@odrc.state.oh.us>, "Maggard, James" <James.Maggard@odrc.state.oh.us>, "Mockabee, Kimberly" <kimberly.mockabee@odrc.state.oh.us>, "Moore, Chris" <chris.moore@odrc.state.oh.us>, "Myers, C Renee" <CRenee.Myers@odrc.state.oh.us>, "Nelson, Robert" <robert.nelson@odrc.state.oh.us>, "Parker, Tyra" <Tyra.Parker@odrc.state.oh.us>, "Pearson, David" <David.Pearson@odrc.state.oh.us>, "Perrin, Dane" <Dane.Perrin@odrc.state.oh.us>, "Portis-Reed, Vanessa" <Vanessa.Portis-Reed@odrc.state.oh.us>, "Reece, Justin" <Justin.Reece@odrc.state.oh.us>, "Romanak, Nicholas" <Nicholas.Romanak@odrc.state.oh.us>, "Smith, Janet" <janet.smith@odrc.state.oh.us>, "Talley, Sheri" <Sheri.Talley@odrc.state.oh.us>, "Tribbey, Andy L" <andy.tribbey@odrc.state.oh.us>, "Turner, Mitchell" <mitchell.turner@odrc.state.oh.us>, "Vance, Mitchell" <Mitchell.Vance@odrc.state.oh.us>, "Walker, Phil" <Phil.Walker@odrc.state.oh.us>, "Watson, Deborah" <Deborah.Watson@odrc.state.oh.us>, "Williams, Kenny" <Kenny.Williams@odrc.state.oh.us>, "Wright, Lisa" <Lisa.Wright@odrc.state.oh.us>

Subject: RIB 1-12-2017

Date: Thu, 12 Jan 2017 19:15:45 +0000

Importance: Normal

UNIT / DORM	INMATE #	NAME	DATE OF CONDUCT REPORT	CASE #	HEARING OFFICER NAME	CHARGING OFFICER NAME	CHARGED OFFENSES	DISPOSITION
1 / C	A243205	SWAIN, SEAN	12/29/2016	WCI-16-010754	MAGGARD JAMES	smith, janet	g26, g10	5 days TPU 12-27-2016 to 12-31-2016 CTS.

R.C. 5120.21(F)

P22A 0095

R.C. 5120.21(F)

Robert Nelson, Lieutenant
WCI Rules Infraction Board
513-932-3388

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PR2A 0096

From: "Harris, Chae" <chae.harris@odrc.state.oh.us>

To: "Barr, Casey" <Casey.Barr@odrc.state.oh.us>, "Craft, Greg" <Greg.Craft@odrc.state.oh.us>

Subject: RE: Swain

Date: Fri, 06 Apr 2018 17:06:38 -0000

Importance: Normal

He said all that too...

From: Barr, Casey

Sent: Friday, April 06, 2018 10:40 AM

To: Craft, Greg <Greg.Craft@odrc.state.oh.us>; Harris, Chae <chae.harris@odrc.state.oh.us>

Subject: RE: Swain

And drop the R.C. 5120.21(D)(6) stuff, and take all the stuff online down....never to post anything about anyone here again.

From: Craft, Greg

Sent: Friday, April 6, 2018 10:31 AM

To: Harris, Chae <Chae.Harris@odrc.state.oh.us>

Cc: Barr, Casey <Casey.Barr@odrc.state.oh.us>

Subject: FW: Swain

On your desk are the apology letters drafted by Swain. Casey spoke with him and Swain is begging for the ticket to be held to the hearing officer level....agrees to come off hunger strike and lay down to go to another camp???

Greg Craft, Warden's Assistant 2

Warren Correctional Institution

P.O Box 120

Lebanon, Ohio 45036

513-932-3388 xt 84274

From: Clark, Trevor

Sent: Thursday, April 5, 2018 3:06 PM

To: Craft, Greg <Greg.Craft@odrc.state.oh.us>; Harris, Chae <Chae.Harris@odrc.state.oh.us>

Subject: RE: Swain

R.C. 149.43(A)(1)(v)

Trevor M. Clark

Assistant Chief Counsel

Ohio Department of Rehabilitation and Correction

Division of Legal Services

770 West Broad Street, 2nd Floor

Columbus, Ohio 43222

Main: (614) 752-1765

Direct: (614) 752-1764

Trevor.Clark@odrc.state.oh.us

PR2A 0097

From: Craft, Greg
Sent: Thursday, April 05, 2018 2:34 PM
To: Harris, Chae <chae.harris@odrc.state.oh.us>
Cc: Clark, Trevor <Trevor.Clark@odrc.state.oh.us>
Subject: RE: Swain

I spoke with him and he begged me to withdraw the conduct report as it will prevent him from reducing in July to level 2. He also stated he was willing to cease and desist on the R.C. 5120.21(D)(6) issues as well. I'm willing to accommodate the request for some peace and quiet??

Greg Craft, Warden's Assistant 2
Warren Correctional Institution
P.O Box 120
Lebanon, Ohio 45036
513-932-3388 xt 84274

From: Harris, Chae
Sent: Wednesday, April 4, 2018 7:37 AM
To: Craft, Greg <Greg.Craft@odrc.state.oh.us>
Subject: RE: Swain

Talk to him and see what he has to say...

From: Craft, Greg
Sent: Wednesday, April 04, 2018 6:18 AM
To: Harris, Chae <chae.harris@odrc.state.oh.us>
Subject: FW: Swain

Your thoughts....I would suggest reaching out to Trevor on this as well but wanted to see your position first?

Greg Craft, Warden's Assistant 2
Warren Correctional Institution
P.O Box 120
Lebanon, Ohio 45036
513-932-3388 xt 84274

From: Chamblin, Kevin
Sent: Tuesday, April 3, 2018 4:05 PM
To: Jones, Marty <Marty.Jones@odrc.state.oh.us>; Baker, Brian <Brian.Baker@odrc.state.oh.us>; Craft, Greg <Greg.Craft@odrc.state.oh.us>
Subject: Swain

Inmate Swain said that he is tapping out and would like to speak to you before the ticket is heard. The reason being is that he does not want the ticket to go to RIB and says he will cease and desist. He also said he would like to give out hugs and sing coomby ya with all of you guys.

Thanks

AREA 0098

From: "Lee, Antonio" <antonio.lee@odrc.state.oh.us>

To: "Hill, Cynthia" <Cynthia.Hill@odrc.state.oh.us>

Subject: FW: TIP Line WCI

Date: Mon, 09 Apr 2018 17:39:22 -0000

Importance: Normal

Inline-Images: image001.jpg

See the following

Ohio | Department of
Rehabilitation & Correction

Antonio Lee, M.S.
Assistant Chief Inspector
Ohio Department of Rehabilitation and Correction
(614) 752-1690

From: Clark, Trevor
Sent: Thursday, March 29, 2018 11:15 AM
To: Harris, Chae <chae.harris@odrc.state.oh.us>; Wilson, Roger <Roger.Wilson@odrc.state.oh.us>; Lee, Antonio <antonio.lee@odrc.state.oh.us>
Cc: Shoemaker, Paul <paul.shoemaker@odrc.state.oh.us>; Gray, Stephen <stephen.gray@odrc.state.oh.us>
Subject: RE: TIP Line WCI

R.C. 149.43(A)(1)(v)

Trevor M. Clark
Assistant Chief Counsel
Ohio Department of Rehabilitation and Correction
Division of Legal Services
770 West Broad Street, 2nd Floor
Columbus, Ohio 43222
Main: (614) 752-1765
Direct: (614) 752-1764
Trevor.Clark@odrc.state.oh.us

From: Harris, Chae
Sent: Thursday, March 29, 2018 10:30 AM
To: Wilson, Roger <Roger.Wilson@odrc.state.oh.us>; Lee, Antonio <antonio.lee@odrc.state.oh.us>; Clark, Trevor

PREA 0099

<Trevor.Clark@odrc.state.oh.us>

Subject: FW: TIP Line WCI

He's at it again...I instructed the Investigator to write him up for disrespect and I'm having him placed in LPH. He's also chosen to include phone numbers in this JPAY presumably to have our staff harassed.

Chae

From: Baker, Brian

Sent: Wednesday, March 28, 2018 8:33 PM

To: Harris, Chae <chae.harris@odrc.state.oh.us>; Craft, Greg <Greg.Craft@odrc.state.oh.us>; Hill, Cynthia <Cynthia.Hill@odrc.state.oh.us>

Subject: Fwd: TIP Line WCI

Sent from my iPhone

Begin forwarded message:

From: "JPay Services" <support@jpay.com>

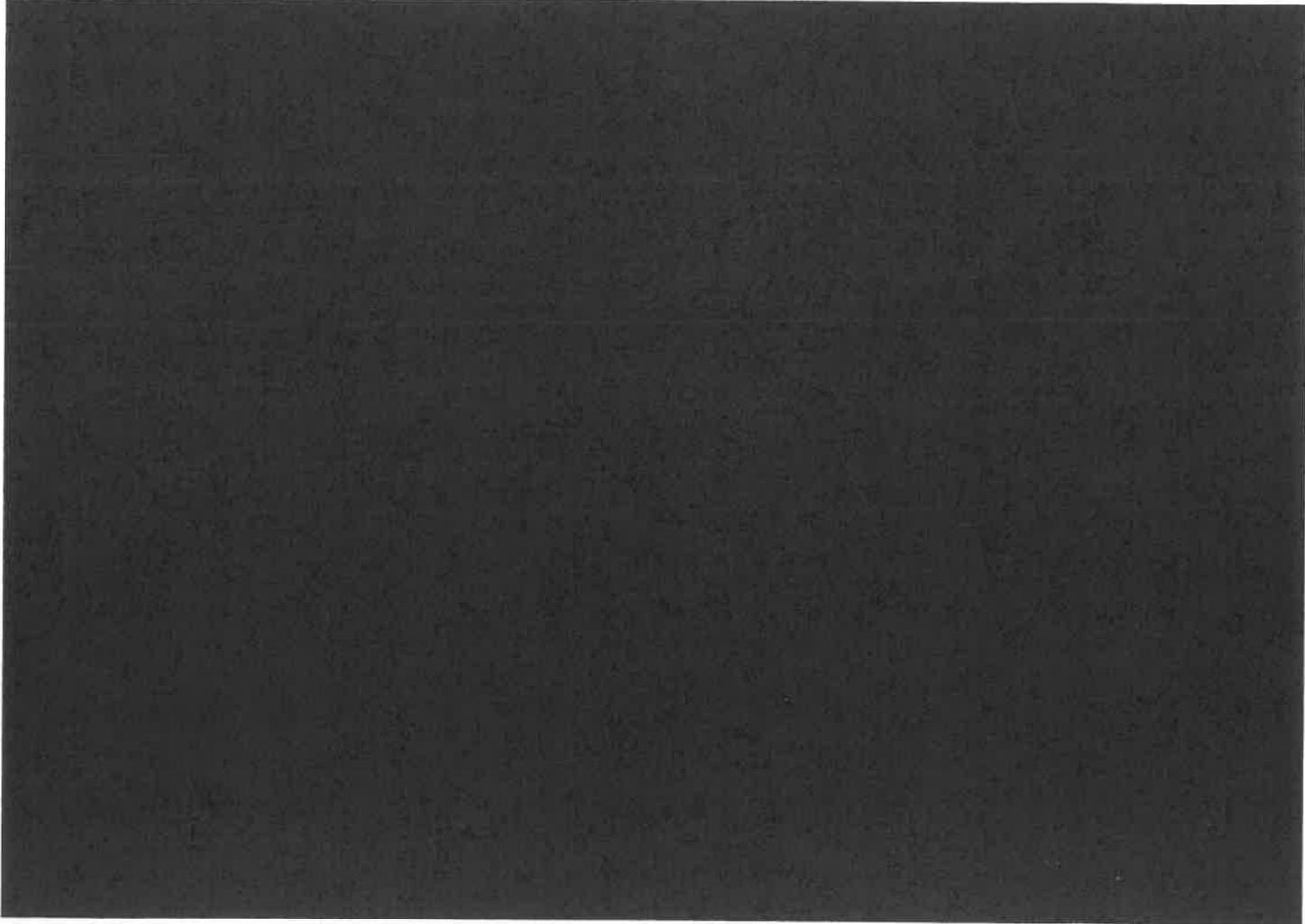
Date: March 28, 2018 at 8:05:14 PM EDT

To: Marty.Jones@odrc.state.oh.us

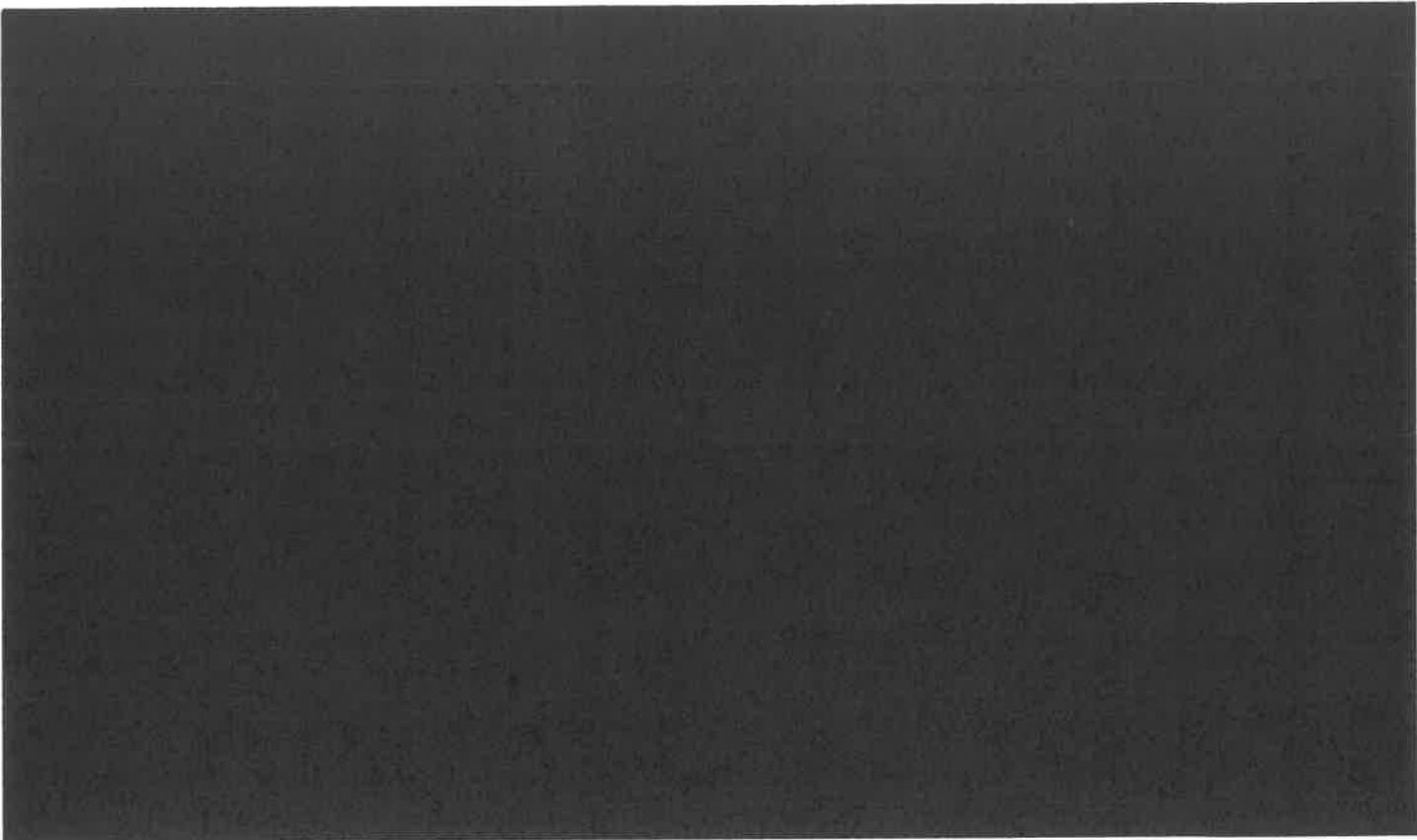
Cc: Brian.Baker@odrc.state.oh.us, Kevin.Chamblin@odrc.state.oh.us

Subject: TIP Line WCI

Sent by: SEAN SWAIN (a243205)



PREA 0100



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AREA 0101

From: "Clark, Trevor" <Trevor.Clark@odrc.state.oh.us>
To: "Lee, Antonio" <antonio.lee@odrc.state.oh.us>
Cc: "Shoemaker, Paul" <paul.shoemaker@odrc.state.oh.us>
Subject: RE: Swain 243205
Date: Mon, 9 Apr 2018 18:04:48 +0000

Importance: Normal
Inline-Images: image001.jpg

Trevor M. Clark
Assistant Chief Counsel
Ohio Department of Rehabilitation and Correction
Division of Legal Services
770 West Broad Street, 2nd Floor
Columbus, Ohio 43222
Main: (614) 752-1765
Direct: (614) 752-1764
Trevor.Clark@odrc.state.oh.us

From: Lee, Antonio
Sent: Monday, April 09, 2018 2:02 PM
To: Clark, Trevor <Trevor.Clark@odrc.state.oh.us>
Cc: Shoemaker, Paul <paul.shoemaker@odrc.state.oh.us>
Subject: Swain 243205

Good afternoon. It appears Swain only received a verbal warning for his email. Cynthia and I discovered this during our conversation regarding a kite from him she received today. I instructed Cynthia to inform Chae. Tony



Antonio Lee, M.S.
Assistant Chief Inspector
Ohio Department of Rehabilitation and Correction
(614) 752-1690

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PREA 0102

From: "Clark, Trevor" <Trevor.Clark@odrc.state.oh.us>

To: "Harris, Chae" <chae.harris@odrc.state.oh.us>

Subject: RE: Swain 243205

Date: Mon, 9 Apr 2018 18:13:47 +0000

Importance: Normal

Inline-Images: image001.jpg

R.C. 149.43(A)(1)(v)

Trevor M. Clark

Assistant Chief Counsel

Ohio Department of Rehabilitation and Correction

Division of Legal Services

770 West Broad Street, 2nd Floor

Columbus, Ohio 43222

Main: (614) 752-1765

Direct: (614) 752-1764

Trevor.Clark@odrc.state.oh.us

From: Harris, Chae

Sent: Monday, April 09, 2018 2:12 PM

To: Clark, Trevor <Trevor.Clark@odrc.state.oh.us>

Subject: RE: Swain 243205

From: Clark, Trevor

Sent: Monday, April 09, 2018 2:05 PM

To: Lee, Antonio <antonio.lee@odrc.state.oh.us>

Cc: Shoemaker, Paul <paul.shoemaker@odrc.state.oh.us>

Subject: RE: Swain 243205

R.C. 149.43(A)(1)(v)

Trevor M. Clark

Assistant Chief Counsel

Ohio Department of Rehabilitation and Correction

Division of Legal Services

770 West Broad Street, 2nd Floor

Columbus, Ohio 43222

Main: (614) 752-1765

Direct: (614) 752-1764

Trevor.Clark@odrc.state.oh.us

PREA 0103

From: Lee, Antonio
Sent: Monday, April 09, 2018 2:02 PM
To: Clark, Trevor <Trevor.Clark@odrc.state.oh.us>
Cc: Shoemaker, Paul <paul.shoemaker@odrc.state.oh.us>
Subject: Swain 243205

Good afternoon. It appears Swain only received a verbal warning for his email. Cynthia and I discovered this during our conversation regarding a kite from him she received today. I instructed Cynthia to inform Chae. Tony

Ohio | Department of
Rehabilitation & Correction

Antonio Lee, M.S.
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PREA 0104