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May 19, 2012

RE: Your reply to the letter I sent Oklahoma Governor, Mary Fallin

Warden Tim Wilkinson,

Thank you for your reply dated May 9, you write, *“DCF underwent an American Correctional Association (ACA) accreditation audit in 2010, which included a review and examination of the maximum security unit. ACA accreditation is the gold standard for correctional facilities in the United States. In the course of the examination, over 500 quality, safety, and best practices standards were reviewed. DCF scored a perfect score of 100 percent, with no deficiencies found in either mandatory or non-mandatory standards.”* Please can you give me the reference for your statement that, “ACA accreditation is the gold standard for correctional facilities in the United States.” Was it some peer-reviewed analysis of ACA by a well-respected university or did it come from ACA press offices or the private prisons industry?

Would you please explain the following? –

ACA accreditation does not determine constitutionally. See *Bell v. Wolfish*, 441 U.S. at 543 n. 27; *Rufo v. Inmates of Suffolk County Jail*, 502 U.L. 367, 391 N. 13 (1992). “It is absurd to suggest that the federal courts should subvert their judgment as to alleged Eighth Amendment violations to the ACA whenever it has relevant standards.” *Gates v. Cook*, 376 F.3<sup>rd</sup> 323 (5<sup>th</sup> Cir. 2004). Although ACA standards “may be a relevant consideration,” compliance with them “is not per se evidence of constitutionality.” *Id.* “(A)ccreditation, in itself, is not a clear indication that (defendant) is properly following its policies and procedures.” *Ruix v. Johnson*, 37 F. Supp.2<sup>nd</sup> 855, 924 (D. Tex. 1999) rev’d and remanded on other grounds by *Ruiz v. U.S.*, 243 F.3<sup>rd</sup> 941 (5<sup>th</sup> Cir. 2001).

Once you’ve explained the above, could you tell me how much Corrections Corporation of America pays annually into ACA for “audits” and how much CCA puts into sponsorship of their conferences?

Isn’t it true that the infirmary and max –satellite infirmary are not equipped to accommodate the amount of prisoners you have? And isn’t it true that unless a prisoner is bleeding or in a comatose state security is told by higher ups and administrator to ignore that prisoner? That some are driven by desperation to cut their arms in order to receive medical attention. How can DCF receive a perfect score of 100 percent by ACA when it doesn’t have the means to provide adequate medical care for its prison population?

You end your letter by assuring me that my husband's needs are being met at DCF. I have documented in full in the website below the retaliation Jerry has faced since the time of the riot at OSP in 1985. I assume his needs being met is reference to the fact that he has not been allowed to work or program in decades, has been sent to Davis so that he cannot have contact visits, has received no encouragement for years of good behavior, is given no preparation whatsoever for his projected release to this outside world in 2015 when he should discharge his final sentence after 35 years of continuous incarceration, and has spent the last 18 months confined to his cell 24/7 for fear of getting a disciplinary case thrust upon him thus forcing him to endure even more years confined to a cell.

I look forward to your reply.

Sincerely,

Sharon Hamilton

CC: Governor Mary Fallin  
Justin Jones  
Corrections Corporation of America  
Senators of Oklahoma  
The Oklahoman  
Tulsa World  
Jerry W Hamilton

**Website - <http://www.jerrywhamilton.com/>**