

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

IN THE DISTRICT OF THE UNITED STATES OF AMERICA  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

_____	)	
DEON HAMPTON #M15934,	)	
	)	
Plaintiff(s),	)	
	)	
vs.	)	Case 18-CV-550-NJR
	)	
IDOC DIRECTOR JOHN BALDWIN, et	)	
al.,	)	
	)	
Defendant(s).	)	
_____	)	

**EVIDENTIARY HEARING DAY 1 OF 3**  
(a.m. session)

BE IT REMEMBERED AND CERTIFIED that heretofore on **09/12/2018**, the same being one of the regular judicial days in and for the United States District Court for the Southern District of Illinois, **Honorable Nancy J. Rosenstengel**, United States District Judge, presiding, the following proceedings were recorded by mechanical stenography; transcript produced by computer.

**APPEARANCES:**

**FOR PLAINTIFF:** Vanessa del Valle, Sheila A Bedi and Allison Elder (law student with 711 license) of Roderick and Solange MacArthur Justice Center, Northwestern Univ. Sch. of Law, 375 E. Chicago Avenue, Chicago, IL 60611; and Elizabeth Mazur of Uptown People's Law Center, 4413 N. Sheridan Road, Chicago, IL 60640

**FOR DEFENDANT(S):** Chris Higgerson, Christine McClimans of Office of the Attorney General-Springfield, 500 South Second Street, Springfield, IL 62701.

**REPORTED BY:** Molly N. Clayton, RPR, FCRR, Official Reporter for United States District Court, SDIL, 750 Missouri Ave., East St. Louis, Illinois 62201, (618)482-9226, *molly\_clayton@ilsd.uscourts.gov*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

INDEX OF WITNESS EXAMINATION

	<u>DX</u>	<u>CX</u>	<u>R-DX</u>	<u>R-CX</u>
<i>Hampton, Deon</i> .....	4	55		

INDEX OF EXHIBITS

<u>EXHIBIT</u>	<u>DESCRIPTION</u>	<u>Id'D</u>	<u>Rcv'd</u>
<i>Plf's 1</i>			15
<i>Plf's 2</i>			17
<i>Plf's 3</i>			22
<i>Plf's 4</i>			27
<i>Plf's 5</i>			27
<i>Plf's 6</i>			29
<i>Plf's 7</i>			32
<i>Plf's 8</i>			34
<i>Plf's 9</i>			37
<i>Plf's 10</i>			39
<i>Plf's 11</i>			41
<i>Plf's 12</i>			42
<i>Plf's 13</i>			44
<i>Plf's 14</i>			51

1            *COURTROOM DEPUTY:* The matter of *Hampton versus*  
2 *Baldwin*, Case No. 18-CV-550, is called for an evidentiary  
3 hearing.

4            Would the parties please identify themselves for the  
5 record?

6            *MS. BEDI:* Good morning, your Honor, Sheila Bedi for  
7 the plaintiff.

8            *THE COURT:* Good morning, Ms. Bedi.

9            *MS. del VALLE:* Good morning. Vanessa del Valle for  
10 the plaintiff.

11           *THE COURT:* Good morning.

12           *MS. MAZUR:* Elizabeth Mazur for the plaintiff.

13           *MS. ELDER:* Good morning. Allison Elder, law student  
14 for the plaintiff.

15           *THE COURT:* All right. Good morning, everyone.

16           *MR. HIGGERSON:* Chris Higgerson for the defendants.

17           *MS. McCLIMANS:* Kay McClimans for the defendants.

18           *THE COURT:* Good morning, Counsel.

19           Okay. So, of course, I'm familiar with the issues  
20 presented by the motion. I think we should just go ahead and  
21 start with testimony. I understand that the plaintiff will be  
22 the first witness; is that correct, Ms. Bedi?

23           *MS. BEDI:* That's correct, your Honor.

24           *THE COURT:* All right.

25           *MS. BEDI:* We'd like to call Deon Hampton.



1 A. Since March 16th.

2 Q. And what name do you use for yourself?

3 A. "Strawberry."

4 Q. Why do you call yourself Strawberry?

5 A. Because I'm a woman.

6 Q. And how long have you been considering yourself a woman.

7 A. Since -- I was born this way, but I realized it at the age  
8 of five.

9 Q. And since you were five years old, was there ever a time  
10 when you were not living as a woman?

11 A. No.

12 Q. Are you currently taking any medications?

13 A. Hormones and they place me on this psych medication called  
14 bedfi [ph], but I don't take it.

15 Q. Do you know the name of the hormone medications you're  
16 taking?

17 A. Estradiol and spiro lactone.

18 Q. And why are you taking those medications?

19 A. Because it helps me transform into a woman, make me grow  
20 breasts, shrink the male anatomy, and stop me from producing  
21 and getting erections.

22 Q. How long have you been taking these medications?

23 A. Since 2016, or August 27, I believe.

24 Q. Since you have been taking this medication, have you  
25 noticed any changes in your body?

1 **A.** Yes. Everything changed, from my muscles to -- everything  
2 is just small, I'm soft. My male anatomy, it shrank, it don't  
3 get an erection. I can't produce or nothing. I got breasts  
4 fully developed. Basically, it feminized my looks and  
5 everything.

6 **Q.** And have these medications affected your physical strength?

7 **A.** Yes.

8 **Q.** In what way?

9 **A.** Well, like, I can't lift heavy stuff. I'm easy to get  
10 bruised, meaning that like if I touch some things, it kind of  
11 weighs on me, and my hands get to shaking. I can't defend  
12 myself in a male facility with a bunch of strong men that's  
13 full of testosterone. So...

14 **Q.** Since you started taking this medication in 2016, has your  
15 physical strength diminished?

16 **A.** All the way, yes.

17 **Q.** During the past year, how many prisons have you been placed  
18 in?

19 **A.** Pinckneyville, Menard, Lawrence, and Dixon.

20 **Q.** So that's four prisons; is that correct?

21 **A.** Yes, ma'am.

22 **Q.** And these are all male prisons; is that right?

23 **A.** Yes, ma'am.

24 **Q.** Speaking very generally, what is it like for you living in  
25 a male prison?

1     **A.** It is hell.

2             Sorry, your Honor. It's hell. I go through hell on a  
3 daily basis. I'm being called fags, it, thing, he-she, sir.  
4 I'm attacked. I get blamed for defending myself. Basically,  
5 I'm not allowed to dress or wear tight fitted clothes. I'm not  
6 able to do certain hairstyles. I'm not able to have female  
7 hygiene products. Basically, I get treated like trash.

8     **Q.** During the past year, have you ever tried to hurt yourself?

9     **A.** Yes, ma'am.

10    **Q.** And why did you try to hurt yourself?

11    **A.** Um, I've just been so emotionally unstable and detached due  
12 to all the abuse and me being placed in segregation from being  
13 victimized, and I'm constantly being assaulted by IDOC staff  
14 and inmates. So I get to a point where I want to self-harm and  
15 try to hang myself.

16    **Q.** How many times have you tried to hurt yourself in this past  
17 year?

18    **A.** Well, a lot. I can't give a number because I don't want to  
19 say something and lie, a lot.

20    **Q.** Ms. Hampton, do you want to be moved to a women's prison?

21    **A.** Yes, ma'am.

22    **Q.** Why?

23    **A.** Because the first thing is, I am a woman. I identify as a  
24 woman. I'm very loving and caring, I'm understanding. If I'm  
25 in the male facility, I can't go to a man and be like, Oh, I

1 love my husband, or I'm having mood swings, or anything like  
2 that because they don't understand that type of stuff. They  
3 more like, Oh, I want to fuck you. I want to get you in the  
4 bed. But if I'm around other females, it would be, like, Oh,  
5 girl, yeah, we understand.

6 It's a relatable thing. I don't have the support of other  
7 women because I'm around aggressive men all day.

8 **Q.** Do you have concerns for your safety if you remain in a  
9 men's facility?

10 **A.** Yes, I do.

11 **Q.** And what are those concerns?

12 **A.** That I will continue to be sexually assaulted. I will be  
13 continually be placed in segregation due to me being a woman,  
14 and it will cause me to self-harm and continue to try to commit  
15 suicide.

16 **Q.** Are you currently in segregation?

17 **A.** Yes, ma'am.

18 **Q.** How long have you been in segregation?

19 **A.** Oh, well, I started in 2016 of December, all the way to  
20 2017, to April 9th. From April 9th. I came back May 24th of  
21 2017, all the way to 2018 and May 25th. From June 26th of  
22 2018, all the way to now, and I don't supposed to get out of  
23 seg until December 26th, at the ending of the year. So it will  
24 be almost two years and some months I have done altogether.

25 **Q.** Can you describe for the Court what it's like for you to be

1 held in segregation?

2 **A.** Oh, that's very -- like, for me, it's an emotional thing  
3 for me because I'm locked in a cell by myself. I don't have a  
4 TV, I don't have a Walkman, I can't talk to people. I have  
5 multiple anxieties, attacks, panic attacks. It works on my  
6 depression. It makes me self-harm. It makes me really want to  
7 just kill myself because the pain is so severe because I have  
8 to sit in a cell and just read and act all the abuse, all the  
9 assault. And I'm not a bad person, so me going through this,  
10 it caused me damage to my health. It make me lose weight, it  
11 cause me -- just it's unspeakable. I feel like I'm not human.  
12 Like, nobody should be treated like this. Like, I feel like a  
13 dog caged in.

14 **Q.** Okay. Ms. Hampton, I now want to go back and talk some  
15 about your experience at the Pinckneyville Correctional Center  
16 facility.

17 **A.** Yes, ma'am.

18 **Q.** While you were in Pinckneyville, did you ever experience  
19 any verbal harassment from the correctional officers that  
20 worked there?

21 **A.** Yes.

22 **Q.** Can you describe that verbal harassment?

23 **A.** I was called on a daily "dick sucker," "dick eating," "man  
24 eater," "cranberry bitch," "fag," "he-she," "it," "thing."

25 **Q.** And how frequently did you experience this harassment?

1 A. On a daily basis.

2 Q. Okay. While you were at Pinckneyville, did you ever  
3 experience any sexual assault while you were inside your cell?

4 A. Yes, and also outside my cell. The first incident, when I  
5 first got to Pinckneyville, I was placed in receiving, and I  
6 was going to recreation at the gym room, and a -- at the time  
7 he was a sergeant. He walked up on me and pulled my shorts  
8 down, asking me did I have a dick or a pussy.

9 And I called PREA, and there was a camera right there, but  
10 the IDOC said my PREA was unsubstantiated. That's when it all  
11 first began. After that, I was placed in segregation because  
12 some inmates was fighting. I moved up in line so I wouldn't  
13 get hit. They gave me an unauthorized movement, a month  
14 segregation. And during that month, I was, like, constantly  
15 being harassed in my cell, like the officers asking me do I  
16 have a pussy. They was, like, trying to look at me naked.  
17 They was coming to my door being very mannish, and I was  
18 reporting it, and when I was reporting it, nothing was being  
19 done.

20 So I got out of seg from November of 2016 to December 9th,  
21 and I was placed back in segregation due to me going to  
22 commissary trying to get a razor, and the commissary lady  
23 called me a nigger bitch, a fag, and an it. And when I got to  
24 complaining, they attack me aggressively, and I'm like, I don't  
25 know what y'all doing this for. I was placed in segregation,

1 given four months' seg, six months across the board because  
2 they said my razor was contraband but it was -- I'm allowed to  
3 have a razor. So they said it was contraband and by being  
4 there I was forced to have sex with my celly by staff, the  
5 officers was grabbing my breast and my ass. They was forcing  
6 me on multiple occasions to indulge in sexual acts with my  
7 celly that's now my lover. So my celly is now my lover, the  
8 person they had me indulging in sexual acts with.

9 **Q.** How frequently would the officers force you to engage in  
10 sexual acts with your cell mate?

11 **A.** Daily. And it wasn't until February of 2017 when we became  
12 emotionally involved with each other. But from December to  
13 February, we was forced every day, and after February we was  
14 still forced all the way until May 24th.

15 **Q.** And what kinds of things would the officers force you to  
16 do?

17 **A.** Well, first, they started off by just watching me and my  
18 celly. They would have us, like -- they say a girl-on-girl  
19 show. Like, they have us touch each other, rub on each other.  
20 They would watch my celly penetrate me and me give my celly  
21 oral. And then they will be grabbing on their self, talking  
22 about, "Oh, yeah, suck that dick, girl," and things of that  
23 nature. And while this was going on, we really couldn't say  
24 nothing because these officers that was making us do this stuff  
25 was the same officers that was committing murders to other

1 inmates. And they was beating my celly, and they was harassing  
2 me multiplie [ph], so we were scared. So if we said anything,  
3 it could have got worser for us. I might not even be here.  
4 They probably would have killed me and my celly.

5 Q. Ms. Hampton, did these officers ever take you and your  
6 celly outside of your cell and ask you to do these things?

7 A. Yes. I believe it was March 4th of 2017. We was in  
8 segregation cell, I think, 2021. I'm not for sure the cell.  
9 But it was a Saturday night. The lieutenant, the major, and  
10 the sergeant, and the officer they're, like, We're not going to  
11 beat your celly no more, we're not going to ask you to do  
12 nothing else if you do us this last favor.

13 And I'm, like, What is that?

14 They're, like, We just want you to have phone sex with the  
15 lieutenant and do a little show for us.

16 And I'm, like, Look, I don't want to do it no more, so this  
17 is it.

18 So they brought us out of our cell at like 9:30 at night,  
19 and we was forced to twerk. I was forced to give my celly oral  
20 in front of them while they look and say nasty comments. I was  
21 forced to have phone sex with the lieutenant. And once we was  
22 done, we was placed back in the cell with a bag of chips and a  
23 pop. And they said if we say anything, they was going to beat  
24 our ass and make our body disappear.

25 Q. Ms. Hampton, how did these incidents make you feel?

1     **A.** Girl, like it always made me feel like I was a sex slave,  
2     like I have no rights, I have no protection, because I didn't  
3     have no protection. I've been going through since in IDOC. It  
4     messes with my mental state, and it causes me great depression  
5     and other things.

6     **Q.** Did you ever report this abuse?

7     **A.** Yes.

8     **Q.** And who did you report this abuse to?

9     **A.** Mental health, Ms. Mason.

10            Like, I was -- we was getting tired of the abuse, but we  
11     couldn't have physical evidence. So we began to tell mental  
12     health, Ms. Mason, three days after the phone tape because we  
13     felt like we needed to do something. These people are animals.  
14     They're criminals with badges and they're dangerous.

15     **Q.** Do you remember when you first reported this abuse to  
16     Ms. Mason?

17     **A.** I think the incident happened March 4th, and I think they  
18     do rounds like on the Wednesday. So, um, this was probably  
19     like the 7 or the 8, I'm not for sure.

20     **Q.** Okay. All right. So I'd like to go to Tab 1 in the binder  
21     that's before you?

22     **A.** Do I -- okay.

23     **Q.** Yep.

24            **MS. BEDI:** And, your Honor, you've got the binder as  
25     well. And these are -- this is a medical record for

1 Ms. Hampton that is dated May 25, 2017. As it states, it is an  
2 evaluation of suicide potential. The defendants produced this  
3 document. They've stipulated to its authenticity. I'd like to  
4 have this document moved into evidence. I'd like to mark it  
5 and have it moved into evidence.

6 *THE COURT:* So this is one in the tab. Are you going  
7 by these exhibit numbers, then? This will be Exhibit 1?

8 *MS. BEDI:* This would be Exhibit 1.

9 *THE COURT:* Okay.

10 Mr. Higerson.

11 *MR. HIGGERSON:* We do agree to the authenticity. I'm  
12 not sure of the relevance of any of this about Pinckneyville  
13 because the question right now is whether or not she is  
14 properly placed at Dixon Correctional Center.

15 *THE COURT:* Well, I assume this is just to kind of  
16 explain the path that got her to Dixon.

17 *MS. BEDI:* That's right, your Honor. As the plaintiff  
18 testified, she's been in four prisons in the last year. She  
19 hasn't been kept safe in any of them. We've got to create that  
20 record because the Illinois Department of Corrections has made  
21 clear their intent is to keep her in a men's prison, and they  
22 can't do so and keep her safe. So that's why we've got to get  
23 this in the record.

24 *THE COURT:* Okay. Exhibit 1 will be admitted.

25 *MS. BEDI:* Thank you, your Honor. May we publish?

1           THE COURT: You may.

2           THE COURT: Admitted.

3                    (*Exhibit Plf's 1 received in evidence*)

4   **Q. (BY MS. BEDI:)** So, Ms. Hampton, in Exhibit 1, you see your  
5 name is on this exhibit; is that right?

6   **A.** Yes.

7   **Q.** Okay. And the document states [as read]: Plaintiff  
8 reports being sexually harassed by correctional officer, states  
9 that the officer -- I believe that says "said" -- he wished he  
10 could have caught them in, quote, fucking states. That the  
11 major made sexual comments to both he and his cellmate.  
12 Plaintiff states that he told the C/O that he was going to call  
13 PREA if the harassment didn't stop.

14       A few sentences down [as read]: It discussed at length the  
15 situation that occurred which has led him to being physically  
16 assaulted by staff.

17       Does that accurately depict what you told the mental health  
18 professional about what you lived through?

19   **A.** Yes. Actually, right after the assault happened, Ms. Mason  
20 did this report because the lieutenant of IA, Frank, he  
21 wouldn't take any pictures of my marks, 'cause, actually, if I  
22 can show the judge, they broke my --

23   **Q.** No.

24   **A.** They broke my tooth, they cut off my skin, and I have like  
25 permanent marks on my breast.

1 Q. Ms. Hampton, let's stay focused on this exhibit.

2 A. Okay.

3 Q. And so does this exhibit accurately reflect --

4 A. Yes.

5 Q. -- what you told --

6 A. Yes.

7 Q. And after you reported this abuse, did the Illinois  
8 Department of Corrections take any action to protect you from  
9 further abuse?

10 A. No. Actually, they allowed the officers to continuously  
11 beat me, starve me, and write me tickets.

12 Q. Okay. Let's move to Tab 2 of your binder, and look at the  
13 second page of that exhibit, please.

14 A. Yes.

15 Q. And, Ms. Hampton, is this your writing?

16 If you can just turn your binder to Tab 2.

17 A. It's, um -- Tab 2 is, um, is a grievance.

18 Q. Look at the second page. Do you see your writing on that  
19 grievance?

20 A. Yes, yes.

21 Q. And is that your writing?

22 A. Yes.

23 Q. Is this a grievance that you filed?

24 A. Yes, ma'am.

25 MS. BEDI: Your Honor, I'd like to mark this as

1 Exhibit 2 and move it into evidence.

2 THE COURT: So just the handwritten.

3 MS. BEDI: I'm sorry. The entire exhibit.

4 THE COURT: Okay.

5 Okay. Any objection?

6 MR. HIGGERSON: No objection, your Honor. Our  
7 position is all of these medical records would be the same,  
8 your Honor.

9 THE COURT: All right, 2 will be admitted.

10 (Exhibit Plf's 2 received in evidence)

11 MS. BEDI: Thank you. Thank you, your Honor. And may  
12 we publish?

13 THE COURT: You may.

14 MS. BEDI: Okay. And let's start with the first page  
15 of that exhibit, which is Bates 386.

16 Q. (BY MS. BEDI:) Ms. Hampton, did you receive this return of  
17 a grievance from the Illinois Department of Corrections?

18 A. Yes.

19 Q. Yes.

20 And this grievance states at the top, where it says it was  
21 received [as read]: The offender claims staff made  
22 inappropriate sexual comments and assaulted him in May 2018.

23 Do you see that?

24 A. Yes.

25 Q. And is that an accurate characterization of this grievance

1 that you filed?

2 **A.** Um, yes. I spoke about the sexual assault and the beatings  
3 and the retaliation.

4 **Q.** What did you hope would happen as a result of filing this  
5 grievance?

6 **A.** I wanted the officers arrested. I wanted to be removed  
7 from a male prison to a woman prison.

8 **Q.** And if you see at the bottom of the grievance, under  
9 "Other," it states the response from the IDOC [as read]:  
10 Offender needs to use the correct form to file a grievance and  
11 follow the -- there's no word there -- furthermore, if you feel  
12 your safety and security are threatened, please contact  
13 internal affairs.

14 And you received this from the Illinois Department of  
15 Corrections; is that right?

16 **A.** Yes.

17 **Q.** And when you read that this was their response to your  
18 grievance about being sexually abused, what was your response?

19 **A.** First of all, I cried. I broke down and cried. I tried to  
20 self-harm myself. Mental health talked me out of it. I was  
21 emotionally depressed. I just felt hopeless. I felt like I  
22 had no help at all. I felt like I was going to be killed.

23 **Q.** Other than send this grievance back to you with this  
24 statement that you needed to use the correct form, are you  
25 aware of any other actions the Illinois Department of

1 Corrections took in response to this grievance?

2 **A.** No. They didn't take none at all.

3 **Q.** After you reported the sexual abuse that you lived through  
4 in Pinckneyville, how did your life change?

5 **A.** Oh. I was beaten daily. I was written tickets every day  
6 by the same officers that sexually assaulted me and beated me.  
7 I was starved for weeks and days. I was 197 pounds. I went  
8 from 197 pounds to a buck 25 over the time period of being at  
9 Pinckneyville to Menard.

10 I wasn't allowed to shower. I wasn't given any type of  
11 help, period, at all. I was tortured and retaliated against  
12 every day, and the warden told me verbatim, "We are a family,  
13 and I will not let you come between me and my officers. You  
14 are going to do what you are going to do. We're going to do  
15 what we're going to do.

16 **Q.** Ms. Hampton, eventually you were transferred out of  
17 Pinckneyville; is that right?

18 **A.** Yes, ma'am.

19 **Q.** And where were you transferred to?

20 **A.** To a Level 1 supermax male facility.

21 **Q.** And that was Menard Correctional Facility; is that right?

22 **A.** Yes, ma'am.

23 **Q.** How did the officers at Menard speak to you?

24 **A.** Well, it got very worser there because I was being chained  
25 up beating, I was being called fags, it, things. Actually, you

1 have heard multiple phone calls I had with you where you hear  
2 them in the background calling me fags and doing -- you know,  
3 being inappropriate.

4 **Q.** Okay.

5 **A.** I was beaten. I was forced to have sexual acts in my cell.

6 **Q.** Ms. Hampton, let's focus on the language that the  
7 officers --

8 **A.** I was just the same as Pinckneyville: fag, it, thing.  
9 Basically, all the joints is the same.

10 **Q.** How frequently did officers speak with you using those  
11 terms?

12 **A.** Like every breath I take. Like, if I be, like, "Excuse me,  
13 Officer," they be, like, "Shut the fuck up fag," or they be,  
14 like, "Shut up, it," or "Shut up, thing." Or they said  
15 geechee. I don't really know what "geechee" mean, but they say  
16 geechee a lot. And they call us "it" and "things" and "son"  
17 and "him" because they know it offends me when they don't call  
18 me "her" or "Ms."

19 **Q.** And how does that make you feel when you're called the  
20 wrong pronoun?

21 **A.** It make me angry. It makes me feel very disrespected, and  
22 it makes me feel ashamed and humiliated.

23 **Q.** While you were at Menard, did any of the officers there  
24 physically abuse you?

25 **A.** Yes.

1 Q. Can you please describe for the Court what happened?

2 A. One day -- I mean, the first day they abused me was the day  
3 I was transferred to Menard, where the officer grabbed me by my  
4 collar like this, twist it, drug me out of the seg building and  
5 threw me on the ground. And when I asked him what was that  
6 for, he told me to get my faggot ass up, took me on the bus,  
7 him and the other officers got to jumping on me. And he said,  
8 "This is what happen when you fuck with my officers."

9 So when I was placed in Menard, I reported it to the mental  
10 health lady, and she told me, oh, I get used to it. While  
11 being in Menard, I was placed in a cell that has shit all over  
12 the walls, like shit everywhere. I had, basically, a piece of  
13 bed like this (indicating) that's dirty. It wasn't a bed, it  
14 was like --

15 Q. Ms. Hampton, while you were at Menard, did you ever file  
16 any grievances --

17 A. Every day.

18 Q. -- about the way the officers treated you?

19 A. Yes, every day.

20 Q. Let's go to Tab 3 of your binder. And if you could, look  
21 at the second page of that exhibit, which is Bates 372?

22 A. Yes.

23 Q. 372, 373 to 374 -- I'm sorry, to 375.

24 Is that all your writing?

25 A. Yes, ma'am.

1 Q. And is this a grievance you filed about the treatment you  
2 received at Menard?

3 A. Yes, ma'am.

4 Q. And if you look at the first page of the exhibit, which is  
5 Bates 41, is this the document that you received from the IDOC  
6 in response to your grievance?

7 A. Yes, ma'am.

8 MS. BEDI: Yes, your Honor I'd like to mark this as  
9 Exhibit 3 and enter it into evidence.

10 THE COURT: All right, 3 will be admitted.

11 COURTROOM DEPUTY: In its entirety?

12 THE COURT: The entire thing.

13 MS. BEDI: The entirety, yes.

14 THE COURT: Yes.

15 (*Exhibit Plf's 3 received in evidence*)

16 MS. BEDI: And your Honor, if I may, may I publish?

17 THE COURT: You may.

18 MS. BEDI: Could we publish Bates No. 374.

19 Q. (**BY MS. BEDI:**) And, Ms. Hampton, this is part of the  
20 grievance that was just admitted. Do you see the -- and it  
21 states [as read]: My name is Deon Hampton. I'm a transgender  
22 woman. I have been gay bashed, physically assaulted by staff,  
23 and I have been threatened and I fear for my life and safety.

24 And this is part of the grievance that you wrote in  
25 response to the treatment you received at Menard; is that

1 correct?

2 **A.** Yes, ma'am.

3 **Q.** And then let's go to the first page of that exhibit, which  
4 is Bates 41.

5 And it's -- it states here, under "Other," that the  
6 grievance has two distinct forms of handwriting, indicating  
7 that offender wrote half of the -- another offender wrote half  
8 of the narrative for Offender Hampton. If offender needs  
9 assistance, he is supposed to contact staff.

10 Do you remember receiving this, this document from the  
11 IDOC?

12 **A.** Yes, ma'am.

13 **Q.** And how did you feel when they responded to your grievance  
14 in this way?

15 **A.** The same way I felt about the Pinckneyville.

16 **Q.** Other than responding by telling you that they wouldn't  
17 accept your grievance because it was in two different forms of  
18 handwriting, are you aware of any other action the Illinois --

19 **A.** No, none was taken.

20 **Q.** Let me finish my question.

21 **A.** I'm sorry.

22 **Q.** We have got to make our record here, okay?

23 Are you aware of any other actions that the IDOC took to  
24 protect you from further abuse at Menard?

25 **A.** No. The same officers worked around me and gay bashed me

1 every day until I left.

2 Q. While you were at Menard, did officers sexually abuse you?

3 A. Yes. Well, they didn't, like, touch me. I was in my cell.

4 I was forced to stick deodorant bottles up my ass. I was

5 forced to play with myself. I was forced to dance daily. And

6 they would sit outside my cell for like 10, 15 minutes, even

7 sometimes 20 to 30 minutes. And it would be groups of male

8 C/Os. And I was very threatened and I was very scared. And I

9 felt like if I would have told them no, they would have tried

10 to probably kill me, got rid of my body, I don't know. But I

11 was very threatened and felt that I had no choice but to do it.

12 Q. Okay. At some point, Ms. Hampton, were you transferred out  
13 of Menard?

14 A. Yes.

15 Q. Do you know why you were transferred?

16 A. Um, well, from my understanding, once I brought up the  
17 video issue, the states attorney lady said there wasn't none,  
18 it was taken into a settlement.

19 Q. Is it your understanding that you were transferred out of  
20 Menard as a result of a settlement --

21 A. Yes.

22 Q. -- in another related piece of litigation?

23 A. Yes. Not because of what they did, it was just the fact  
24 that they was caught.

25 Q. After -- where were you transferred to from Menard?

1     **A.** Lawrence Correctional Center.

2     **Q.** And while you were at the Lawrence Correctional Center, how  
3 did correctional officers speak to you?

4     **A.** Well, the first day I was there, this lieutenant by the  
5 name of Buchanan [ph] came to my cell, and he was very mean.  
6 He called me a "fag," a "it," a "thing," and he told me that  
7 I'm a man in a male facility. He's not going to call me no  
8 woman, and he said no judge or media or lawyer can make him  
9 call me a "her" or a "she."

10    **Q.** While you were at the Lawrence Correctional Center, did you  
11 experience sexual abuse at the hands of other people who were  
12 locked up there?

13    **A.** Yes.

14    **Q.** Can you describe the first instance of sexual abuse for the  
15 Court.

16    **A.** Well, when I first got to go in the yard, I was going in  
17 the cage where I would be next to -- like, the cage would be,  
18 like, right here, like, me and the judge. And this inmate  
19 would continuously pull out his penis, jack off, and telling me  
20 how bad he want to fuck me, how bad he going to go to shove his  
21 dick down my throat. And I would continuously complain to  
22 staff about it. And they're like, oh, you like dick. Oh, you  
23 know, they just blew me off. So eventually I got tired of the  
24 degrading and the disrespectful acts he was doing, and I called  
25 PREA.

1 Q. And when you called PREA, was that your first time  
2 reporting this abuse?

3 A. No. I reported it multiple times to officers and the  
4 lieutenant that brought us to yard, but they just disregarded  
5 me.

6 MS. BEDI: Your Honor, I'd like to play this call from  
7 Ms. Hampton right now and enter it into evidence.

8 THE COURT: Okay.

9 COURT REPORTER: May I have the exhibit number,  
10 please?

11 THE COURT: Yeah. Is this marked as an exhibit?

12 MS. BEDI: This would be marked as Exhibit 4.

13 THE COURT: Okay.

14 COURT REPORTER: Play it in its entirety?

15 MS. BEDI: I'd like to play it in its entirety.

16 (Exhibit 4 played.)

17 Q. (BY MS. BEDI:) Ms. Hampton, was that your voice?

18 A. Yes.

19 Q. Was that a full recording of the PREA call that you made?

20 A. Yes.

21 MS. BEDI: Your Honor, I'd like to move Exhibit 4 into  
22 evidence.

23 THE COURT: Okay. Any objection?

24 MR. HIGGERSON: No objection.

25 THE COURT: 4 will be admitted.

1                   *(Exhibit Plf's 4 received in evidence)*

2   **Q. (BY MS. BEDI:)** Ms. Hampton, why did you make that call  
3 that we just listened to.

4   **A.** Because I was being degraded every day since I been there,  
5 and then I had to deal with the staff gay bashing me. And due  
6 to all the abuse that happened at the other facility, it don't  
7 give an inmate a right or a officer a right to try to take  
8 something or disrespect me if it's not consensual.

9   **Q.** And was there an investigation -- to your knowledge, was  
10 there an investigation as a result of that call?

11   **A.** Yes.

12   **Q.** And do you know the results of that investigation?

13   **A.** It was substantiated.

14   **Q.** Let's turn to Tab 5 in your binder. And this is Bates  
15 No. 271. And I'd like to mark this as Exhibit 5.

16           Ms. Hampton, did you receive this memo from the Illinois  
17 Department of Corrections?

18   **A.** Yes, ma'am.

19           **MS. BEDI:** Your Honor, I'd like to move this into  
20 evidence.

21           **THE COURT:** So...

22           **MS. BEDI:** Yeah. And this is just Bates No. 271, not  
23 the entire Tab 5.

24           **THE COURT:** Okay, 5 will be admitted.

25                   *(Exhibit Plf's 5 received in evidence)*

1 Q. (BY MS. BEDI:) And, Ms. Hampton, this is the memorandum  
2 that you received from the Illinois Department of Corrections  
3 in January of this year informing you that your complaint,  
4 based on the call we just listened to, was substantiated; is  
5 that right?

6 A. Yes, ma'am.

7 Q. Did anybody meet with you to ask you or to explain to you  
8 what this meant?

9 A. No.

10 Q. Did anybody from the Illinois Department of Corrections  
11 tell you that there were going to be any additional protections  
12 provided to you as a result of this complaint being  
13 substantiated?

14 A. No.

15 Q. To your knowledge, after this complaint was substantiated,  
16 were there any efforts made in the facility to protect you from  
17 further abuse?

18 A. No. Because he came right next door to me, threatened to  
19 rape me, saying that they wasn't going to punish him. He said  
20 that the adjustment committee said they don't like me, I should  
21 like dick, why would I call PREA. He was threatening me again.  
22 Once I called PREA again, they moved him away from me.

23 Q. So after you filed this complaint, did you file an  
24 additional PREA complaint?

25 A. Yes. Because he came right next to me saying he was going

1 to rape me, and, when he catch me, he going to shove a dick  
2 down my throat. And I haven't even got a response to that  
3 PREA.

4 Q. And when we say "PREA," we are talking about the Prison  
5 Rape Elimination Act; is that right?

6 A. Yes. Yes, ma'am.

7 Q. P-R-E-A.

8 A. Yes.

9 Q. And you did file a PREA complaint?

10 A. Yes.

11 Q. All right. And let's go to look at Tab 6 of your binder.  
12 Is this -- are you there?

13 A. Yes.

14 Q. Is that memo that you received in response to the complaint  
15 that you just described?

16 A. Oh, yes, ma'am.

17 Q. That is Bates 569.

18 MS. BEDI: Your Honor, we would like to mark this as  
19 Exhibit 6 and move it into evidence.

20 THE COURT: So, again, just the first page?

21 MS. BEDI: Just the first page.

22 THE COURT: All right, 6 will be admitted.

23 *(Exhibit Plf's 6 received in evidence)*

24 Q. *(BY MS. BEDI:)* And, Ms. Hampton, this memo to you says  
25 that your complaint, the one that you just described to the

1 Court, was substantiated; is that right?

2 **A.** Yes, ma'am.

3 **Q.** And after this complaint was substantiated, did anybody  
4 meet with you and explain to you what this meant?

5 **A.** No.

6 **Q.** Did anybody talk to you about providing you any additional  
7 protections at Lawrence to protect you from further instances  
8 of sexual assault or harassment?

9 **A.** No.

10 **Q.** Okay. While you were at the Lawrence Correctional Center,  
11 did you experience any sexual misconduct at the hands of staff?

12 **A.** Yes. I was having sex with the lieutenant and the IA  
13 correctional officer Mr. Simpson, from internal affairs, and  
14 Lieutenant Ray. It started like a few days after I got there.  
15 The lieutenant, he was like, oh -- it's just he would touch my  
16 private parts in the front to try to see if I can get an  
17 erection. He would have me jack him off with my feet. He  
18 would finger me, and we have kissed a few times. I wrote a  
19 grievance about it. I also was having intercourse with the IA  
20 officer Mr. Simpson, where he would penetrate me with his  
21 finger and eat me out until I come in his mouth. And we would  
22 spoon each other, he would suck on my breast, and we would  
23 kiss. And they had my mom's number and my mom's address, and  
24 they told me if I was to say anything, they know how to reach  
25 my family. So I waited until I got to Dixon to file a PREA

1 report and wrote a grievance straight to the director.

2 Q. Ms. Hampton, when did the incidence that you just described  
3 occur?

4 A. It happened daily for at least the first month and the  
5 week -- the first month and a week when I been in there.

6 Q. And when did you report these incidents?

7 A. I just recently reported it like a few months ago because I  
8 just felt like I'm not going to be scared. And I made my mom  
9 aware because when my mom came and visited me at Lawrence, I  
10 told her that I was having sex with the IA, and she told me  
11 that I need to stop and she told me that he's crazy.

12 Q. How did those incidents that you just described make you  
13 feel?

14 A. Well, I couldn't say no because if I would have said no, I  
15 would have felt like he would have did to me what they did to  
16 me at Pinckneyville and Menard.

17 Q. Okay. So if you could, turn to Tab 4, please. And this is  
18 Bates 906. And in the first page of this exhibit, is this a  
19 letter you received from Dave White of the Administrative  
20 Review Board and John Baldwin regarding the grievance you filed  
21 in the matter you just described?

22 A. Um, actually, um, I'm not -- hold on. Let me -- I haven't  
23 got this. But this the first time I seen it.

24 Q. Well, let's look at the second page of the exhibit. And is  
25 this your handwriting?

1 A. Yes.

2 Q. And is this the grievance you filed about the sexual  
3 misconduct that occurred at the Lawrence Correctional Center?

4 A. Yes.

5 MS. BEDI: Your Honor, I would like to mark this  
6 entire exhibit as Exhibit 7 and move it into evidence.

7 THE COURT: Okay. So I think I'm getting confused.  
8 This is in Tab 4.

9 MS. BEDI: This is in Tab 4.

10 THE COURT: So the entire thing you want to call  
11 Exhibit 7.

12 MS. BEDI: Yes. Yes.

13 THE COURT: Okay. It will be admitted.

14 (*Exhibit Plf's 7 received in evidence*)

15 Q. (**BY MS. BEDI:**) So, Ms. Hampton, is this the first time you  
16 are seeing the first page of this exhibit, which is this letter  
17 addressed to you?

18 A. Yes. But I'm looking for the rest of my grievances for  
19 the -- it was --

20 Q. Well, Ms. Hampton, what we've done through this exhibit is  
21 show that the IDOC received your grievance --

22 A. Okay.

23 Q. -- about what happened at Lawrence.

24 And to your knowledge, other than providing this letter,  
25 did the department take any other action after receiving this?

1 **A.** No. No. They actually told me is [sic] why did I wait so  
2 long to say something. And when I explained to them that these  
3 people have my family personal information and I was out of  
4 fear for my mom's safety and my baby brothers/sisters, they  
5 just looked at me and laughed.

6 **Q.** At the Lawrence Correctional Center, did you suffer any  
7 abuse, physical abuse at the hands of officers?

8 **A.** Oh, yes. This one officer, he had on a hat that come down  
9 to right here (indicating), he had on some black glasses, some  
10 black gloves with like a black sweater with no name tag. And  
11 he came to my door and he asked me, "You want to go to yard,  
12 fag?"

13 I'm, like, "Don't talk to me like that; yes."

14 He was, like, "well, Shut the fuck up and cuff up."

15 I came to the door, I cuffed up, and I put my hand through.  
16 I was taken out the cell with like three other inmates. I was  
17 the first in line. So due to me being first -- from the other  
18 incident from the inmate, I be in recreation in this seg cage  
19 on this side, because all the other ones is together.

20 So as I was walking to this cage, the officer didn't say  
21 nothing. He got to yanking on my cuffs, and I stopped and I  
22 asked him what was going on. And that's when he rammed my face  
23 into the gate and began to attack me while I screamed for the  
24 lieutenant to help. I never hit this man. I never had no  
25 other conversation with him. He was very aggressive and he was

1 very mean to me and he attacked me like the damn animal, and he  
2 need to be arrested.

3 **Q.** Ms. Hampton, are you aware of whether IDOC officials took  
4 any pictures of you after this incident?

5 **A.** Um, well, they didn't want to take no pictures. The nurse  
6 made them take the pictures because the nurse told them that  
7 they was going to report the assault because they had to keep  
8 me overnight in the crisis cell with a camera on me to make  
9 sure I was protected.

10 *MS. BEDI:* Your Honor, I'd like to show the witness  
11 some pictures, if I may.

12 *THE COURT:* Okay. That would be fine.

13 **Q. (BY MS. BEDI:)** Ms. Hampton, is that you?

14 **A.** Yes.

15 **Q.** And is this the picture that was taken after the incident  
16 that you just described?

17 **A.** Yes. I don't want to look at that girl.

18 *MS. BEDI:* Your Honor, I'd like to mark this as  
19 Exhibit 8 and move it into evidence.

20 *THE COURT:* Okay, 8 will be admitted.

21 *(Exhibit Plf's 8 received in evidence)*

22 **Q. (BY MS. BEDI:)** Does the picture we just showed you, does  
23 that show the injuries that you sustained as a result of that  
24 incident?

25 **A.** Yes. And it is emotional because I still have to deal with

1 it every day, and I still have the trauma behind it.

2 Q. Ms. Hampton, did you inflict those injuries on yourself.

3 A. How can I do that when I'm cuffed up? Like, I'm in a cage  
4 right in front of a camera, so how can I hurt -- why would I --  
5 first of all, I'm a beautiful black Nubian queen. I have no  
6 reason to harm myself. I love myself way too much to just mess  
7 my face up. My face is my looks. Any woman enjoy their looks.

8 Q. Ms. Hampton, did you kick the officer that was involved in  
9 this incident?

10 A. No, ma'am.

11 Q. Okay.

12 A. I never done nothing to this man. I don't even know him.  
13 But he was transferred the next day to another facility.

14 Q. Ms. Hampton, you were eventually transferred from the  
15 Lawrence Correctional Center; is that right?

16 A. Yes.

17 Q. And where were you transferred to?

18 A. Dixon Correctional.

19 Q. And since you have been -- and Dixon is where you are  
20 housed; is that right?

21 A. Yes, ma'am.

22 Q. And since you've been housed at Dixon, how have the  
23 officers spoken to you?

24 A. Girl, they is terrible. They call me -- well, it ain't  
25 even no actions to how they speak. They just reckless. They

1 call me everything besides the name of God. They call me fag,  
2 it, thing, he-she. They tell me I will never going to a woman  
3 facility. They say that they don't need surgery. They bleed.  
4 They tell me I'm not a woman. They call me a fag, they call me  
5 a sir, him. And as you can read through all the reports they  
6 ever wrote on me, it's that they call me a he or him when I  
7 specifically asked them to call me a she.

8 Q. And since you have been at Dixon, have any other people who  
9 are locked up there with you sexually assaulted you?

10 A. Yes. When I first got to Dixon, this old white man, he --  
11 I used to have an Afro before. I used to have my hair in an  
12 Afro, like kind of pushed back.

13 And he would be, like, "I love black girls with Afros that  
14 can shoot daggers out."

15 He would touch my breast. He would touch my ass. He would  
16 reveal his penis. When I asked him to stop, he wouldn't stop.  
17 So for likes a few weeks I would tell the staff. They done  
18 nothing about it, so eventually I smacked the shit out of him  
19 and I called PREA.

20 Q. And when you fought -- when you called PREA, was there an  
21 investigation?

22 A. Yes.

23 Q. And do you know the results of that investigation?

24 A. It was substantiated.

25 Q. All right. Let's go to Tab 8 of your binder, and let's

1 focus on the first few pages of this tab, Bates 658 through  
2 661.

3 Ms. Hampton, is this an investigative report that the PREA  
4 investigators completed as a result of the complaint that you  
5 just described?

6 **A.** Yes.

7 *MS. BEDI:* Your Honor, I'd like to mark this as  
8 Exhibit 8 and move it into evidence -- I'm sorry. I'd like to  
9 mark it as Exhibit 9 and move it into evidence.

10 *THE COURT:* Okay. All right, 9 will be admitted.

11 *(Exhibit Plf's 9 received in evidence)*

12 **Q. (BY MS. BEDI:)** And if we can look at the last page that we  
13 just discussed, on Bates 660, the conclusion? And it states  
14 here [as read]: In conclusion, based on a total review of all  
15 available facts, the allegation that offender redacted was  
16 grabbing and touching offender Deon Hampton in the breast and  
17 buttock area was substantiated.

18 And did anybody explain to you what that meant?

19 **A.** I'm trying to find the page.

20 **Q.** You can just look at the screen. You can just look at the  
21 screen.

22 **A.** I got it. I got it.

23 I didn't never see nothing like this. I only got the paper  
24 saying it was substantiated.

25 **Q.** Did anybody explain to you what that meant?

1 A. No.

2 Q. Did -- to your knowledge, did anybody at Dixon take any  
3 action to protect you from further instances of sexual abuse?

4 A. No. Actually, the guy got out May 3rd. He wasn't supposed  
5 to get out until May 3rd. They gave him a ticket for sexual  
6 misconduct. They heard his ticket and the adjustment committee  
7 told him, oh, it is a fag, and they gave him 30 days --

8 Q. Ms. Hampton, my question was: To your knowledge, did  
9 anybody at the Dixon Correctional Center --

10 A. No.

11 Q. -- take any action --

12 A. No, not at all.

13 Q. Let me finish my question.

14 Did they take any action to protect you from further  
15 actions of sexual abuse?

16 A. No.

17 Q. Since you have been at Dixon, were there other instances of  
18 sexual abuse or harassment from other prisoners?

19 A. It is. It was an inmate by the name of "Atlanta" that go  
20 by Clemes [ph]. He kissed me twice, he grabbed my behind, he  
21 asked to suck on my breast. He was pushing and trying to force  
22 me to give him oral sex. He would tell me that -- his exact  
23 action was this: Don't make me fuck up your pretty little  
24 face, bitch (indicating). And then he told me on multiple  
25 other occasions he was going to cut my face up. And then he

1 told me, "You have a beautiful face. Don't make me fuck it  
2 up."

3 And he would continuously try to come in the shower on me  
4 when I'm in the shower. I would have to end my shower early  
5 and run in my cell to lock in, or I would have to go around  
6 other inmates to try to have them protect me because this man  
7 was attacking me viciously, trying to rape me, and I filed  
8 PREA.

9 **Q.** Ms. Hampton, did you ever report this abuse to any mental  
10 health professionals?

11 **A.** I reported it to everyone. I reported it to IA, the  
12 warden. I reported it to the lieutenant. I reported it to the  
13 sergeant. And I reported it to the hotline, PREA hotline.

14 **Q.** All right. If you could, please turn to page -- to Tab 9  
15 of your binder. And this is a June 5, 2018 mental health  
16 progress note that was authored by licensed social worker  
17 Weingard [*sic*].

18 **A.** Weigand.

19 **Q.** Weigand. I'm sorry. Weigand.

20 **MS. BEDI:** And, your Honor, I'd like to mark this as  
21 Exhibit 10 and move it into evidence.

22 **THE COURT:** All right, 10 will be admitted.

23 (*Exhibit Plf's 10 received in evidence*)

24 **Q. (BY MS. BEDI:)** And this document states that [as read]:  
25 IM, inmate, reported being pressured to perform oral sex on

1 another inmate in her housing unit. Ms. Hampton stated that  
2 she has been pressured since moving into the unit and has not  
3 said anything before now because she did not create a problem.

4 **A.** Yes.

5 **Q.** Does that accurately reflect what you told your mental  
6 health professional?

7 **A.** Yes. Because I didn't want to go back to seg for being  
8 revictimized like I did -- like me being victimized, I have to  
9 be punished and be placed in seg. So I was trying to talk to  
10 the lieutenants and the IA to try to move this person away from  
11 me.

12 **Q.** Are you aware of any actions the Illinois Department of  
13 Corrections took to protect you from further abuse after  
14 receiving this report?

15 **A.** Oh, no, they retaliated even more. And they shipped him to  
16 Robinson Correctional Center, a minimum.

17 **Q.** Since you have been at Dixon, have you filed any grievances  
18 related to staff harassment?

19 **A.** I filed multiple.

20 **Q.** All right. Let's look at Tab 10. Is this your writing?

21 **A.** Yes.

22 **Q.** And this is a June 23, 2018 grievance; is that right?

23 **A.** Yes.

24 *MS. BEDI:* Your Honor, I'd like to mark this as  
25 Exhibit 11 and move it into evidence.

1           THE COURT: All right, 11 will be admitted.

2                   (Exhibit Plf's 11 received in evidence)

3   **Q. (BY MS. BEDI:)** And this grievance states that [as read]:  
4   Quote, I am writing this grievance due to the extreme  
5   harassment and continued discrimination I'm experiencing from  
6   many employees at Dixon. The scope hasn't been limited to only  
7   correctional officers, but nurses, sergeant, and lieutenant.  
8   I'm constantly being targeted due to my expression of my  
9   gender.

10           And you remember filing this grievance?

11   **A.** Yes, ma'am.

12   **Q.** And the response below states that you were -- that [as  
13   read]: The IDOC is unable to substantiate the grievance claim.  
14   Offender does not provide specific -- does not provide specific  
15   IDOC staff towards alleged harassments and/or retaliation  
16   claims for staff responsiveness. Offender cannot dictate  
17   discipline towards IDOC staff member. Any discipline will be  
18   decided by administrative decision.

19           When you received this response to your grievance, how did  
20   that make you feel?

21   **A.** Like any other time. It made me cry. I felt hopeless, I  
22   felt defenseless, and I felt like the people that's supposed to  
23   be protecting me are the ones hurting me.

24   **Q.** Did any IDOC staff member make any effort to meet with you  
25   and to identify the staff who have been harassing you?

1     **A.** No.

2     **Q.** Since you were at Dixon, did you file any grievance related  
3 to the sexual abuse you have endured at the time hands of other  
4 people who were locked up with you?

5     **A.** Yes.

6     **Q.** Let's turn to Tab 11. Ms. Hampton, is this your  
7 handwriting?

8     **A.** Yes.

9     **Q.** And is this the grievance you filed about the sexual abuse  
10 you have encountered at the hands of other prisoners?

11     **A.** Yes.

12                 **MS. BEDI:** Your Honor, I'd like to mark this as  
13 Exhibit 12 and move it into evidence.

14                 **THE COURT:** All right, 12 will be admitted.

15                         *(Exhibit Plf's 12 received in evidence)*

16     **Q. (BY MS. BEDI:)** And the last sentence on this form reads  
17 [as read]: Grievance is moot. Offender's grievance addressed  
18 by internal affairs. Both investigated. Offender was seen by  
19 medical staff and mental health staff.

20                 What was your response? How did you feel after receiving  
21 this response?

22     **A.** I was angry as hell. I was waiting to get to court today  
23 so I can expose IDOC for the corruption they been doing to me  
24 because they been trying to silence me and punish me for being  
25 victimized. And then I also wanted to expose them for this man

1 trying to rape me. They shipped him to a minimum where he is  
2 free.

3 **Q.** And, Ms. Hampton, in this grievance you asked the IDOC to  
4 move you to a female facility; is that right?

5 **A.** Yes. Because IDOC can't protect me. Like, they just  
6 shipping me from man to man facility. It is going to be the  
7 same outcome, it's going to be the same situation, so I prefer  
8 to be in a woman prison where I would be safe, where I would be  
9 able to identify as a woman. I can look as a woman. I can get  
10 all the canteen and all the rights as a woman. I can't get  
11 that in a male facility.

12 **Q.** Other than sending this grievance back to you and telling  
13 you that it is moot, are you aware of any other action the  
14 Illinois Department of Corrections took in response to this  
15 grievance?

16 **A.** They done nothing. I even sent it to the director.

17 **Q.** Okay. All right. If we could -- and did you -- if we  
18 could look at Page 12 of your binder, please. Ms. Hampton, did  
19 you ever file a grievance requesting to be shipped to Logan?

20 **A.** Yes.

21 **Q.** All right. And the document behind Tab 12, is that that  
22 grievance?

23 **A.** Yes.

24 **Q.** And it's dated March 23, 2018; is that right?

25 **A.** It say the 24th on this one. Hold on.

1 Q. There's two dates on it. At the top, it says June 24,  
2 2018, and then by your signature it says June 23rd.

3 A. Yes.

4 Q. Okay. And this is the grievance you filed seeking your  
5 transfer to Logan.

6 A. Yes, ma'am.

7 MS. BEDI: Your Honor, I'd like to mark as Exhibit 13  
8 and move it into evidence.

9 THE COURT: All right, 13 will be admitted.

10 (Exhibit Plf's 13 received in evidence)

11 Q. (BY MS. BEDI:) And the counselor's response to this  
12 grievance states that your grievance was denied. Transfers are  
13 an administrative decision, not a matter of offender  
14 preference. Offender must utilize the correct medium and  
15 address transfer concerns to the assignment housing unit.

16 Other than receiving this response from the Illinois  
17 Department of Corrections, did anybody else come and talk to  
18 you about this grievance?

19 A. No.

20 Q. All right. Have you met with anybody about this grievance  
21 and about your request to be moved to the Logan Correctional  
22 Center?

23 A. No. Actually, the lawyers for the state that's here today  
24 with the mental health, they had a phone call like last week,  
25 and they brought the issue up, and they say I'm not going to

1 Logan because I've got male anatomy, so they said I would not  
2 be allowed to go to Logan.

3 Q. Ms. Hampton, did anybody meet with you --

4 A. No.

5 Q. -- specifically to talk about this?

6 A. No, no.

7 Q. Are you aware of what the gender committee is of the  
8 Illinois Department of Corrections?

9 A. I'm familiar with it now.

10 Q. Okay. And what's your understanding of what the gender  
11 committee?

12 A. It's they job to assess me, to do medical assessments on me  
13 to see do I qualify to go to Logan.

14 Q. Has any member of the gender committee ever met with you  
15 and asked you why you want to be transferred to Logan?

16 A. No.

17 Q. Has any member of the gender committee asked you to provide  
18 any information about your own perceptions of your safety in a  
19 men's facility?

20 A. No.

21 Q. Has any member of the gender committee ever asked you about  
22 how the hormones you take have affected your body?

23 A. No. I haven't talked to no one, period, from the gender  
24 committee.

25 Q. Have you received any requests in any form from the gender

1 committee about your desire to be transferred to Logan?

2 **A.** No. From what I've been told from the doctor, when I go  
3 see the doctor about my hormone levels, they say the gender  
4 committee don't care. They say I'm not going. That's they --

5 **Q.** Well, Ms. Hampton, I want to focus on whether or not the  
6 gender committee has ever asked you to provide any --

7 **A.** No. They never talked to me. No. It -- they look --

8 *THE COURT:* Hold on, Ms. Hampton. One at a time. The  
9 court reporter can't take down two people at a time, so let her  
10 finish her question.

11 *THE WITNESS:* I'm sorry.

12 *THE COURT:* That's all right.

13 **Q.** (*BY MS. BEDI:*) So my question, Ms. Hampton, is: Has  
14 anybody on the gender committee ever asked you to provide it  
15 with any information about your desire to be transferred to  
16 Logan?

17 **A.** No.

18 **Q.** Has anybody on the gender committee ever asked you to  
19 provide any information about your safety and security in any  
20 of the men's prisons you have been placed in?

21 **A.** No.

22 **Q.** Ms. Hampton, at one point in time, you were housed at the  
23 Hill Correctional Center; is that right?

24 **A.** Yes.

25 **Q.** And you received a disciplinary ticket while you were

1 there.

2 **A.** Yes.

3 **Q.** Can you describe to the Court what happened before you  
4 received that disciplinary ticket?

5 **A.** I was in my cell. I believe I was, you know, cleaning my  
6 woman parts, like douching and stuff. I was ass naked. Out of  
7 no where, my door flung open. I'm in a cell by myself. So my  
8 door flung open. It's a 6-foot-5, like 200-pound guy run in my  
9 cell attacking me. And I got off the toilet, and I began to  
10 fight back. And once the fight was over with, I was taken to  
11 seg and given an assault ticket, even though they have this man  
12 on camera running in my cell, attacking me. And they made me  
13 out to be the bad person the -- they treated me like shit. It  
14 was like -- I just was speechless.

15 **Q.** Ms. Hampton, when that prisoner entered into your cell, did  
16 he bite you?

17 **A.** Yes. He bit me, hit me, everything.

18 **Q.** And did you respond physically only after he bit you?

19 **A.** Well, before he bit me, he was punching me, because I was  
20 on the toilet. So when he was punching me, I had to get off  
21 the toilet to try to get him off of me. So we began fighting  
22 and we fell on the floor and he twist my ankle, so my ankle was  
23 fractured and --

24 **Q.** Okay.

25 **A.** -- he bit me.

1 Q. All right. And in July of 2017, you received a  
2 disciplinary infraction for sexual misconduct. Do you recall  
3 that?

4 A. Yes.

5 Q. Can you describe what happened?

6 A. Well, I never did nothing on July 2017. I was separated  
7 from my husband, that's my soon-to-be husband. We was already  
8 separated, so I don't see how they can write a ticket about  
9 that. But I told IA that they was forcing us to have sex, and  
10 we became in a relationship. So the IDOC tried to make it  
11 into -- they tried to, like, say fuck the assault, we focused  
12 on this. So they was trying to throw the assault and the  
13 beatings and rape into this. And I told them, why y'all not  
14 reporting this? And then they just gave us a 107 saying we  
15 hugged and kissed instead of writing down what I told them the  
16 IDOC staff made us do.

17 Q. So, Ms. Hampton, is it your understanding that you received  
18 that disciplinary in July 2017 because you admitted to IA that  
19 you kissed your cell mate?

20 A. Yeah. And I told them more than that.

21 Q. And, Ms. Hampton, was there any kind of aggression involved  
22 in that disciplinary ticket?

23 A. They gave me two months seg and a lot of restriction.

24 Q. Did they allege that you were aggressive toward your cell  
25 mate?

1 A. No.

2 Q. Okay. You also received a disciplinary ticket for fighting  
3 in June of 2018. Do you recall that disciplinary ticket?

4 A. June 26th? The 26th of June?

5 Q. Yes.

6 A. Yes.

7 Q. Can you describe what happened with that ticket?

8 A. Well, this inmate, he have -- well, first of all, he  
9 touched my ass and tried to offer me a chili and a chicken, and  
10 I told him I don't get down like that, I'm married. He walked  
11 off and he was very upset. He called me -- he said fuck me.  
12 He went and he began spreading rumors saying that I was selling  
13 myself, and when I confronted him and I asked him, why are you,  
14 you know, messing with me, why are you spreading these rumors,  
15 I'm trying to stay out of trouble, and you are mad because I  
16 won't have sex with you, I'm like, that's rape in an instance.  
17 And he said, Bitch, fuck you.

18 So I went in my room. I was getting ready to call PREA,  
19 but, like, me calling PREA, nothing is going to be done. So he  
20 came in my door, told me to come down the hall, and he wanted  
21 to talk to me. So when he got away from his friends, he tried  
22 to be like a sweet talk sugar daddy, like, oh, baby girl, I'm  
23 sorry. And when he was reaching to grab my ass, I smacked his  
24 hand away, and I'm like, keep your damn hand off of me. And  
25 other inmates was coming, and he punched me in my face. So

1 when he punched me in my face, I falled [ph] back. And that  
2 was that.

3 And then the next day, I was taken to Building 49, in the  
4 administration building, and the IA asked me, Let me see your  
5 hand, and I did this (indicating). And they said, Let's see  
6 your face. And that's it. And they told me go sit downstairs.

7 **Q.** So, Ms. Hampton, you received that ticket in June of this  
8 year for defending yourself; is that right?

9 **A.** Yes.

10 **Q.** And did you also receive a disciplinary ticket in July of  
11 this year for an incident that happened on the yard?

12 **A.** Yes. I take full responsibility for my actions on the  
13 yard. And I know to the judge and to, like, the other people,  
14 it might be like kind of crazy because I'm saying all this  
15 stuff happening, and then when this happened.

16 Well, I'm human and I don't get to interact with inmates on  
17 a daily basis, I'm isolated. So what happened on the yard, I  
18 have no reason to make an excuse, and I accept full  
19 responsibility for my behavior. I was out of character, and it  
20 never should have happened.

21 **Q.** Can you just describe briefly what the IDOC alleged you did  
22 on the yard?

23 **A.** They said that I was dancing, twerking in a sexual way.  
24 They said I allowed the inmates to touch my breasts and ass,  
25 and then they said I began to grind on one inmate. And they

1 recorded me for like a whole week. And they didn't stop the  
2 incident, they didn't interfere, they allowed this to go on,  
3 and a week later, they wrote us a ticket for a 107, all of us.

4 **Q.** Okay, thank you.

5 And if we could turn to Tab 14 in your binder, please. And  
6 if you could look on the second page of this tab, Bates 938.  
7 938, 939, is that your handwriting, Ms. Hampton?

8 **A.** Yes.

9 **Q.** And is this the grievance that you filed as a result of the  
10 disciplinary you received, the self-defense disciplinary you  
11 received in June of this year?

12 **A.** Yes. They wrote me an assault.

13 **Q.** Give me one second.

14 **A.** I'm sorry.

15 *MS. BEDI:* Your Honor, I'd like to mark this as  
16 Exhibit 13.

17 *MS. del VALLE:* 14.

18 *MS. BEDI:* I'm sorry. I'd like to mark this as  
19 Exhibit 14 and move this into evidence.

20 *THE COURT:* Okay, 14 will be admitted.

21 *(Exhibit Plf's 14 received in evidence)*

22 **Q. (BY MS. BEDI:)** Ms. Hampton, are you aware of what, if  
23 anything, happened as a result of this grievance?

24 **A.** Nothing. I didn't get no action at all. They told me that  
25 my claim is moot, and, actually, the grievance I wrote, they

1     tried to turn my grievance into a PREA grievance when I  
2     specifically explained to them from what happened on the 25th  
3     all the way to the 26th.

4     **Q.** So are you aware of any action the IDOC took as a result of  
5     that grievance?

6     **A.** They took no action at all.

7     **Q.** Ms. Hampton, have you ever been sexually attracted to  
8     women.

9     **A.** Hell, no. That's a joke.

10    **Q.** If you were to be transferred to the Logan Correctional  
11    Center, how would you behave towards the women there?

12    **A.** Well, I'm a woman so I would fit in perfectly fine. Like,  
13    I like music, I like boys -- well, men. I'm very feminine.  
14    I'm very girly. I don't hurt people. I don't harm people.  
15    I'm a lover, I'm not a fighter. I only protects myself. And  
16    IDOC have done nothing besides try to paint me to be this  
17    villainess bad person when every incident I have been the one  
18    being assaulted. I'm the one that has been attacked and I have  
19    to protect myself or I would be dead right now. I wouldn't be  
20    here telling my story on what these criminal have done to me.  
21    I have no reason to harm no woman or no men at all. I'm not a  
22    violent person.

23    **Q.** Ms. Hampton, would you ever stop taking your hormones?

24    **A.** No, never.

25    **Q.** Why not?

1 **A.** Because it helps me look good. It give me titties, it give  
2 me ass and hips, hair and nails. I love it.

3 **Q.** Ms. Hampton, you previously testified that you attempted to  
4 harm yourself during this past year.

5 **A.** Yes.

6 **Q.** And does your placement in segregation bring about these  
7 thoughts of self-harm?

8 **A.** Yes. Due to all the abuse I have accumulated through IDOC,  
9 all the retaliation, all the assaults, all the false  
10 disciplinary -- the majority of the false disciplinary tickets,  
11 because I was only guilty of probably like two -- all the other  
12 tickets that I was given, it caused me to want to kill myself  
13 because I can't see my mom, I can't see my family, I can't  
14 call. I'm restricted from everything. I'm not allowed to  
15 interact with people. They have done everything they can to  
16 hurt me mentally, physically, and emotionally. So I feel  
17 hopeless and it caused to self-harm and want to commit suicide.

18 **Q.** Ms. Hampton, how do you spend your day in segregation?

19 **A.** Crying, hitting my head on the wall, screaming out the door  
20 trying to talk to people.

21 **Q.** When are you scheduled to be released from segregation,  
22 based on your knowledge?

23 **A.** December 26 of 2018.

24 **Q.** And if you are held in segregation until December 2018,  
25 what do you think will happen to you?

1 **A.** Well, before this situation, I had a breakdown in group  
2 where I was going to get like 100 of self-medication, and I was  
3 going to take it to try to kill myself. Because I feel like if  
4 I can't get help from the Court or from the people that's  
5 supposed to be protecting me then -- it messes with my mental.  
6 One minute I want to kill myself, the next minute I just want  
7 to fighting to expose them. But it's very hurtful keeping me  
8 in seg. No human being should be left in seg that long.

9 **Q.** Okay.

10 *MS. BEDI:* All right. Okay. Your Honor, no further  
11 questions for the witness.

12 *THE COURT:* All right.

13 Molly, are you doing okay? Do you want a break?

14 Yeah. Why don't we take about a five-minute break,  
15 and then we will resume with cross examination.

16 *MS. BEDI:* Thank you, your Honor.

17 *(Recess)*

18 *THE COURT:* All right. Ms. Hampton, please come back  
19 to the stand.

20 And just while we are getting ready -- go ahead and be  
21 seated everyone.

22 Ms. Bedi, I'm going to need you to prepare an exhibit  
23 list referencing -- because if we had stayed with the tabs --  
24 but I'm afraid we are getting confusing because you didn't  
25 totally stay with the tabs. So with what -- you know, how you

1 numbered them with an identification of what it is with respect  
2 to the tab and the Bates label.

3 *MS. BEDI:* Absolutely. Yes, your Honor.

4 *THE COURT:* Okay. If you would get that for Deana,  
5 just so that the record is clear.

6 Okay. Who will be doing cross examination?  
7 Mr. Higgeson?

8 *MR. HIGGERSON:* Yes.

9 *THE COURT:* All right. And, Ms. Hampton, you are  
10 still, of course, under oath.

11 *THE WITNESS:* All right. Thank you.

12 **CROSS EXAMINATION**

13 **Q. (BY MR. HIGGERSON:)** Ms. Hampton, you discussed a PREA  
14 complaint you made at Lawrence Correctional Center involving an  
15 inmate who was several cells away; is that correct?

16 **A.** Yes.

17 **Q.** That was the first time you had a PREA complaint  
18 substantiated, correct?

19 **A.** Well, from all the abuse and assaults, I believe so.

20 **Q.** You discussed some time out on the yard, I think it was in  
21 June, where you said you were accused of twerking and grinding  
22 and some things like that; is that correct?

23 **A.** Yes.

24 **Q.** And you said you take responsibility for what you did,  
25 correct?

1 A. Yes.

2 Q. Okay. Were all the things you were accused of correct?

3 A. Yes.

4 Q. Did you lose any good conduct credits as part of that  
5 discipline?

6 A. I was given two months' segregation. I was given six  
7 months' visit restriction, two months' C grade, two months'  
8 commissary denial.

9 Q. But it didn't change your sentence, correct?

10 A. No. But the other tickets have.

11 Q. Okay. Which tickets have affected your good time?

12 A. All the tickets from Pinckneyville and all the tickets from  
13 Lawrence. The ones when I was sexually assaulted and I  
14 specifically gave the administration all the names, they  
15 allowed the officers that did all the stuff to me to work  
16 around me daily. So every day you would see their name on the  
17 ticket. And they was assaulting me and they were, like,  
18 writing me up for intimidation and threats. They give me three  
19 months' segregation, three months across the board. They would  
20 give me a lot of restrictions for, like, no reason. And they  
21 was aware of these the same officers that assaulted me.

22 Q. Okay. So that would include the time at Lawrence when you  
23 were excused of kicking the officer, correct?

24 A. I didn't even know the officer, so I never kicked him. So  
25 that's like a false accusation because I never kicked him at

1 all.

2 Q. Did you get a ticket for kicking the officer?

3 A. Yes, sir.

4 Q. Did you lose good time?

5 A. Yes.

6 Q. You said that because of the hormones that you take, you  
7 are unable to achieve an erection; is that correct?

8 A. Yes, sir.

9 Q. Okay. How long has that been true?

10 A. Um, well, I don't touch myself, so I don't know. I just  
11 wake up -- like, normally, before I got up on hormones, you  
12 wake up with an erection. I don't have no type of -- in  
13 morning, nothing, it's just there. And it's straight, so it's  
14 like this much (indicating).

15 Q. Okay. How long has that been true?

16 A. I'm kind of lost when you say how long that been true.  
17 Like, can you be more specific, please?

18 Q. Right.

19 When you said you don't get erections anymore, have you had  
20 an erection at Dixon Correctional Center?

21 A. No.

22 Q. Did you have one at Lawrence Correctional Center?

23 A. No.

24 Q. At Menard Correctional Center?

25 A. No.

1 Q. Okay. And at Pinckneyville?

2 A. No.

3 Q. You described that you had sexual relations with two  
4 officers, Ray and Simpson?

5 A. Yes.

6 Q. And you said that went on for a month and a week?

7 A. Yes. You can also -- like, there's cameras in the  
8 building. So, like, when I would be in the office with  
9 Lieutenant Ray, I would be in his lieutenant office, all the  
10 staff would leave out.

11 Actually, you can ask him. He has played with my front  
12 part to try to see did it get erected.

13 Q. Okay. You said this happened daily?

14 A. For like the first month and a half, I would go into the IA  
15 office and have sexual acts with him, and then I would have  
16 sexual acts with the lieutenant.

17 Q. Okay. So every one of those days, you had sex with both of  
18 those men?

19 A. It wasn't like -- they never penetrated me with their  
20 penis. So I'm not saying they penetrated me with their penis  
21 because I would be lying. The lieutenant -- the only thing he  
22 did was finger me. He made me give him a foot message with my  
23 feet -- with his penis. He would smell my gaff. I wear a gaff  
24 that I call as a thong because it keeps the front part tucked.  
25 He would like -- oh, I'm so embarrassed. He would smell it.

1           And then the IA officer, Simpson, what he would do is -- I  
2 would come in, I would sit down, and I would have on like a  
3 tank top with no bra, or I would have on like a jumpsuit with  
4 like a string going over my nipples. And he would like come in  
5 and suck on this breast first, then suck on this one. We'd  
6 tongue kiss. He would bend me over and finger me and eat me  
7 out until I come, and then he'll spit it in my mouth, and I  
8 spit it back in his, and he swallowed it. And then I would,  
9 like, stroke him through the penis, but he never let me see his  
10 penis.

11 **Q.** Okay. You said these things happened daily for that month  
12 and a half?

13 **A.** Yes.

14 **Q.** Okay.

15 **A.** And you can also look at the camera footage. I put it in  
16 my grievance and my PREA report because I was taken out of my  
17 cell from like nighttime for, like, two or three hours and came  
18 back to my cell.

19 **Q.** Okay. Does "daily" mean every one of those days for six  
20 weeks?

21 **A.** Yes. Only -- well, I'm kind of lost because I was in there  
22 every day. So every time I was inside the IA office the whole  
23 month and a week, yes. So if you can get the video footage, it  
24 will show me going to go in there basically every day.

25 **Q.** Okay. Those same two officers, Ray and Simpson?

1 A. Well, Ray was in the morning, Simpson was at night.

2 Q. Okay.

3 A. But Officer Ray, he stopped. He got kind of nervous, and  
4 that's when he told me he was going to beat my ass if I said  
5 anything. And he also told me he got my mom's address and  
6 number, and then he showed it to me. So that's why I didn't  
7 report at that time.

8 Q. Okay. So you were going into the office twice a day?

9 A. No. It's an IA office and then there's the lieutenant --  
10 it's two different separate office.

11 Q. Okay. So you would go to one office in the morning and the  
12 other one --

13 A. Yes. It will just be like the lieutenant -- like he got  
14 something to tell me. So he would be like it's confidential.  
15 He would have the staff to step out, and it would just be me  
16 and him. So, like, the staff would leave from the whole area.  
17 They would go down to, like, the receiving other door area or  
18 they go in the pod. And the whole situation is, my chair is  
19 like big like this so it will be facing the door -- well, not  
20 the door, but like it can face towards the door so they can't  
21 see nothing. And he would be right here, and I would be like  
22 jacking him off with my feet, or he would make me bring out my  
23 thong, and he would smell my thong. But when people, like, get  
24 to coming, like, a lot, he will get me up -- he'll cuff me up  
25 and he'll, like -- come here to me and finger me. And then he

1 will walk me out after he pulled my thermals up or my jeans,  
2 whichever one I had on. And that was it.

3 **Q.** You said Ray stopped before that month and a half; is that  
4 right?

5 **A.** Yes. Because I don't want to lie because so much was  
6 happened. So he probably stopped at, like, two weeks or three  
7 weeks. I'm not sure. So everything was just happening. So I  
8 don't want to lie because I ain't trying to go to jail. But it  
9 happened multiple occasions.

10 **Q.** Okay. Was it daily for those two to three weeks with Ray?

11 **A.** Yes.

12 **Q.** Okay. So every day for two or three weeks?

13 **A.** Yes. I would come out of my cell and talk to him every  
14 day.

15 **Q.** Okay. And then with Simpson, it was every day for six  
16 weeks?

17 **A.** Yes. I believe when somebody dropped a kite to, I think  
18 internal affairs, telling them that I was staying out of my  
19 room late, and they sent me coming back with, like, alter [ph]  
20 clothes on, he became, like, nervous because his wife's there.  
21 I fount out his wife's named Ms. Simpson. She is a nurse. So  
22 now I have to look at his wife every day when she give me my  
23 hormones and, like, wonder, like, what if she thought -- what  
24 if she knew -- what would she think if she knew her husband was  
25 having relations with me?

1 Q. Do you say there were other officers also involved?

2 A. No.

3 Q. Okay. Most of the problems -- from listening to your  
4 testimony, it sounds like most of the problems you have had  
5 have been more with staff than with other inmates; is that  
6 correct?

7 A. Yes.

8 Q. Okay. And you have asked to be transferred to Logan  
9 Correctional Center?

10 A. Yes.

11 Q. Okay. Are you aware that there's correctional staff that  
12 run Logan Correctional Center too?

13 A. Yes. But also you left out that I have multiple issues  
14 with inmates. If I'm placed in a male facility, you know what  
15 happens to me every day? My ass being grabbed, my breasts  
16 being grabbed, I'm being placed in segregation. Guess what?  
17 You move me to Logan, I don't have to worry about nobody  
18 touching me because we all women. You got dikes there, but I'm  
19 not a dike. I'm strictly dickly. I suck dick. I'm all the  
20 way there. So my situation is, if I'm around other women, I  
21 don't have to worry about the abuse. If the staff gay bash me  
22 or anything, I just write them up and write a grievance. But  
23 if I constantly report the abuse that inmates are doing to me  
24 and staff, it's not going to -- nothing is going to change. So  
25 I feel like leaving me in a male facility is going to be

1 trouble.

2 **Q.** Right. But my question was: You understand there is  
3 correctional staff that operates Logan just as they operate the  
4 other facilities you've been in?

5 **A.** It's not just the staff. It is the inmates too. Have you  
6 seen the PREAs I've made?

7 **Q.** Okay. Yes or no, you understand that Logan is operated by  
8 correctional staff?

9 **A.** I would like to be placed in Logan, if that's what you are  
10 trying to say.

11 **Q.** No. I wasn't trying to say anything. I was trying to ask  
12 you a question.

13 **A.** Yes.

14 **Q.** And that staff is male and female at Logan, correct?

15 **A.** Yes.

16 **Q.** Okay. You said that when you are in segregation, you  
17 sometimes hit your head on the wall; is that correct?

18 **A.** Yes.

19 Like, I sit, like, in my bed, because my bed is on my wall,  
20 and I just hit the back of my head. Not like ramming it, I  
21 just hit it because I be, like, having panic attacks. Like,  
22 for instance, like, I can be asleep and I will have a dream  
23 about being assaulted in Pinckneyville, Lawrence, or whatever,  
24 and I will wake up out of my sleep sweaty and screaming, and  
25 people would ask me, "Strawberry, is you okay?"

1           And I would be crying in the middle of the night. And I  
2 would sit in my bed to try to calm me down, and I would shake  
3 myself and just rock back and forth, and my head would be like  
4 this (indicating).

5       **Q.** Okay. Are you hitting your head because you are in  
6 segregation or because you are remembering the things that  
7 happened at other facilities?

8       **A.** Both. Because me being in segregation is causing me to  
9 have them panic attacks, it's worser in my depression, and  
10 they're giving me -- like, you know. It's just like if you  
11 lock an animal in a cage and you let them loose, they run --  
12 they happy, they just run around. But when you keep a person  
13 locked in, I feel like I'm not human. I feel like I -- I feel  
14 like a animal, like a exotic animal, just people come past me  
15 and look in my cell. I can't do nothing. I can't interact  
16 with my family. I can't interact with people besides if I go  
17 to group or if I'm on the yard for the few -- like hour --  
18 30 minutes to 2 hours. But other than that, I have no type of  
19 interaction with nobody. I don't have cellies, nothing.

20           So you -- and multiple -- actually, my mental health  
21 Ms. Weigand, I thought that she was -- y'all was on a call with  
22 them last week or a week ago when she told the Springfield  
23 doctors that they need to release me because my mental health  
24 state is deteriorating. And she say she would testify to that  
25 in court because she feel like y'all taking my privileges and

1 giving me this excessive seg time, she said it's not right and  
2 it's not fair. So she have been fighting to get me released.  
3 But Dr. Hooker [ph] and Dr. Hinton told her they don't  
4 negotiate with psych patients.

5 Q. Okay. She told you that she thought you should be released  
6 from segregation?

7 A. Yes. She told me that due to what she has observed,  
8 because she worked with me every day, and my mental health was  
9 ruint and they said that it's not good for me to be in  
10 segregation. They said that it have deteriorated me a lot.

11 Q. Okay. How long have you been able to have these contacts  
12 with mental health staff?

13 A. Well, I see Ms. Weigand once a week on a Wednesday or a  
14 Thursday, so one time a week for an hour. And then I got  
15 long-term segregation group from 3:00 to 3:45 Monday. Then on  
16 Tuesday, I got it from 1:30 to 3:30 -- I mean 3:45; then  
17 Tuesday from 3:00 to 3:45; Wednesday, 3:00 to 3:45; Thursday,  
18 1:30 to 3:45; and Friday -- basically, 45 minutes three days  
19 straight and two, two and a half hours, two in the week.

20 Q. Okay. Where do these mental health sessions take place?

21 A. Well, I wouldn't call it a mental health room because they  
22 don't even have a proper mental health group setting. We --  
23 um, when I first got to Dixon, I was in Cell 50. They took me  
24 out of Cell 50, they took the bed out, and they put in six  
25 little roundless stalls, and we are chained up in there, and we

1 talk about mental health issues and stuff like that. But, um,  
2 I constantly, like, let my group facilitator know that I really  
3 need to have me removed from segregation because it is messing  
4 with my mental state and it's causing me a lot of -- like, it's  
5 worser on me. And they, like, well, take medication. And I'm  
6 like, y'all giving me medication is not going to do nothing  
7 besides medicate me and having me sedated. And I'm, like, once  
8 I get through taking it and it wears out my system, I'm going  
9 to go back to them same panic attacks, them same anxieties  
10 attacks. So if you want to help me, release me from  
11 segregation so I can interact and get the full activities like  
12 everybody else. Give me my visits back. Give me my good time  
13 back. I supposed to go home this year, August 3rd, but due to  
14 IDOC taking my time, I probably don't go home till 2020.  
15 Because I was supposed to go the PRB board today for them to  
16 take six months from me from Dixon Correctional Center.

17 So how do you feel -- or can I say this to everybody in  
18 this courtroom? How would you feel if you are being raped or  
19 being beating, being placed in segregation, not able to see  
20 your family, not able to interact with people, you being called  
21 fags and you just have no help, how would you feel? How would  
22 you feel if someone did that to your child or your mother or  
23 anyone, period?

24 It's not right. What have been done to me is not only  
25 civil, it's criminal activity. They're rapists, they're

1 pedophiles, and they're criminals. And justice need to be  
2 prevailed for this. Because what happened to me, I don't want  
3 it to happen to no one else.

4 Q. Okay. My question was all of this -- these mental health  
5 sessions take place in a room other than your cell, correct?

6 A. Yes.

7 Q. Okay.

8 THE COURT: Can you -- she referenced something about  
9 six little stalls. Can you explain what that is?

10 A. Oh, it's very small. It's like a little -- oh.

11 THE COURT: Is that in a cell?

12 A. Yes, it's inside of a cell. So it's in a cell, so it's not  
13 a group. The room is not a group. They don't have no group  
14 settings there at all. So that's where I brung up to mental  
15 health, I'm, like, y'all have me in a cell where it used to be  
16 a toilet and it's still stuff in there. They don't have a --  
17 Dixon don't have proper mental treatment in Dixon. They don't  
18 have the group setting in GP. So they had to take my bed, rip  
19 it out, rip out the toilet out the wall, and put six little --  
20 this chair right here is way bigger than the stall actually.  
21 You rip this off and you rip, like, half of the bottom off,  
22 that's what you got, and you are chained up like this. And if  
23 you look at my wrist, I got, like, marks on my wrists from  
24 being chained up all day for, like, 45 minutes. So it is not  
25 even a group room.

1 Q. (BY MR. HIGGERSON:) You are talking about a room where you  
2 have what's classified as group therapy, correct?

3 A. It's supposed to be -- as to my group. But they said it is  
4 not as to mine, they said it is for people with long-term  
5 segregation. So if I had to, like, really say the size of the  
6 group, you know, this board pan out here that they had me in?  
7 It's like half of that.

8 Q. Okay. But this is so that the mental health professional  
9 can talk to more than one inmate at a time, correct?

10 A. Only five people allowed in there.

11 Q. Okay. And it's a segregation group, so everybody in there  
12 is restrained separately. Isn't that what you mean by separate  
13 stalls?

14 A. Well, you have -- at this moment, you have 42 inmates with  
15 long-term segregation, and none of them is allowed group  
16 besides -- none of them can get group because it's only certain  
17 groups that they're allowed to go to. So no one is getting  
18 their groups.

19 Q. Okay. When you are talking about the six stalls, is it  
20 more than one inmate talking to the mental health professional  
21 at the same time?

22 A. Yes. Yes. But it is in a room. It's a room. It's a cell  
23 room. Like, I can stand in my -- like, if my door -- like,  
24 it's a cell, 35. I can stand at the door and I can listen to  
25 the whole -- I'm not in 35. I can stand in cell -- I mean I

1 can be in 35 cell, and I can listen to everything in that room  
2 because that's a cell. That's not a group room. A group room  
3 would be like the other facilities where it's big and spacious  
4 and it's accommodating. But it's in a cell. The group is in a  
5 cell. They just ripped the bed out and took the toilet out and  
6 made it into a group room.

7 Q. Okay. When you are talking about listening from your cell,  
8 that's when you are not in the group, correct?

9 A. No. No. I'm just talking about that's how people -- like  
10 people can interfere in the little group setting because it is  
11 a room, so everything echo.

12 Q. But there are times you are taken to that room.

13 A. Yes.

14 Q. And there are other inmates in there also?

15 A. Yes.

16 Q. And you are all talking to the same mental health  
17 professional.

18 A. Yes. I go to group with -- it's four of us altogether in  
19 there.

20 Q. Okay. And when you talk about stalls, it's so that  
21 everybody remains restrained because everybody in there is a  
22 segregation inmate, correct?

23 A. Yes.

24 Q. You mentioned that you were expecting to go to the PRB and  
25 face more loss of good time. You said six more months of good

1 time?

2 **A.** Yes. Actually, I've got the paper right there in my file,  
3 if I can get the paper out my file right there.

4 **Q.** Do you know what that is in relation to, what incident?

5 **A.** Yes.

6 **Q.** And what is that?

7 **A.** From the June 26, 2018 incident.

8 **Q.** Okay. Is that the time on the yard when you were doing the  
9 twerking?

10 **A.** No, sir.

11 **Q.** Okay. Which incident are you talking about?

12 **A.** Well, the incident at Robinson where I had a fight with  
13 him, and IA didn't do no investigation. They called me to  
14 Building 49 administration, and it was typed very kind of,  
15 like, weird. Because when you go to this building, you have  
16 inmates everywhere. Like, they signing release forms, they  
17 signing all type of stuff. And they have to evacuate. They  
18 took all the inmates out the building. And the C/Os are called  
19 PREA own, the lieutenants and sergeant, they was all inside the  
20 Building 49. So when I come in there, I'm, like, what the hell  
21 is going on? And I was taken up to IA, and they asked to see  
22 my hands like this (indicating) and my face. And they say go  
23 back downstairs. I'm sitting in a chair just like this  
24 (indicating). And I'm, like, what's going on? And they, like,  
25 oh, you be okay.

1           And then the IA, Manzano, come down, and this is his exact  
2 words verbatim. And he had a table and he looked at me like  
3 this (indicating). He say, "Either you can claim me as an  
4 enemy or you can claim an inmate as an enemy, but I'm going to  
5 do everything I can to get you removed out of this facility.  
6 I'm tired of you making work for us. I'm tired of you calling  
7 PREA and filing complaints."

8           And my words back to him was, "I'm not going to give you no  
9 reason to."

10          And he pulled out a ticket and he said, "Take her to seg.  
11 She is being placed in segregation for an inmate assault."

12          And one of the officers asked him, "Is it an investigation  
13 or a disciplinary?"

14          And he said it was a disciplinary, and he had the ticket  
15 written already. So I began to panic and I began to cry and I  
16 asked for PREA, I asked for warden, and I asked for mental  
17 health. And I was sitting -- I never got out of my chair. I  
18 never threatened no one. And I'm sitting here, I cover my face  
19 because I know they are going to mace me because I'm refusing.  
20 And like I told them, I did refuse because I wasn't fittin' to  
21 be locked in segregation for an inmate assault. They didn't  
22 even do an investigation. It was a fight. But they wrote me  
23 up as an assault like they do all the other tickets.

24          So as I'm sitting here crying, hyperventilating, they maced  
25 me five times sitting there. I'm like this (indicating), and I

1 made them aware that I got asthma. So that's why, like, I've  
2 been coughing a lot, because it kind of messed up my  
3 respiratory -- my breathing system a little. But they maced me  
4 five times while I was sitting down, and I'm like this  
5 (indicating). And when they go to grab my arm, I yanked it  
6 back to my face. And that's when they slammed me on my front  
7 part of my body and my face, and they cuffed me and they maced  
8 me again all in my face, from my face to my anus, where the  
9 inside of my anal was bleeding with blisters, and it was hard  
10 for me to use the bathroom because my skin was, like, melted  
11 off. And they gave me no medical treatment or nothing.

12 And then they turnt around and gave me a staff assault, two  
13 staff assaults saying that I punched the lieutenant in the  
14 mouth and the IA when I never done none of that.

15 **Q.** You said you were refusing. That's how you knew they were  
16 going to spray you. What were you refusing to do?

17 **A.** I was refusing to go to segregation. I was sitting down,  
18 and I told them I'm not cuffing up until they give me a PREA,  
19 mental health, and the warden. I was in the building with the  
20 warden. So I wasn't -- nobody right there. The only people  
21 that was right here was all the people I called PREA on, the  
22 people I have issues with. So it was, like, kind of obvious  
23 that this was their get-back at me for writing them up and  
24 reporting them. Because I would go complain to the warden, I  
25 would go complain to IA, mental health, everyone. Staff gay

1 bashing me, they harassing me. They need to do something.

2 Q. Why did you want to call PREA at that time?

3 A. Because I felt like I was being retaliated against because  
4 of the inmate Atlanta, because of the harassment and the  
5 retaliation got worser when they shipped him to Robinson when I  
6 wrote the grievance explaining to the administration that, you  
7 know, y'all shipped this man to a minimum security after he not  
8 only tried to rape me, he have tried to rape other females in  
9 that facility, and the mental health was aware of it. You give  
10 this man no seg time. You let this man go to a minimum, where  
11 I just been sent to a damn max after I been raped and beaten.  
12 Do you know how that makes me feel? Would you understand that?  
13 Like, it's emotional for me.

14 Q. Do you know what facility he was at before he went to  
15 Dixon?

16 A. Well, that has -- I'm talking about why he was in Dixon.

17 Q. I understand. My question was: Do you know what facility  
18 he was at before he went to Dixon?

19 A. No. But all I know, they shipped him to Robinson, a  
20 minimum, which that should have never happened.

21 Q. Dixon has several levels of security at the same facility,  
22 doesn't it?

23 A. Yes.

24 Q. Okay. So inmates go to Dixon, they receive treatment, then  
25 they go back to the type of facility --

1 **A.** No. No, no, no. No, that's not how it is. You got GP,  
2 you got STC, you got DPU, and you got the minimum. And the  
3 minimum, you are on the other side of the gate. He wasn't on  
4 the other side of the gate, sir. He was in my building with me  
5 as a worker. And this guy, he's a confidential informant for  
6 IDOC meaning that he goes to IA, give IA information.

7 And what IA do in return is, if he want to be in the cell  
8 with me or if he want to be in the cell with somebody, he'll  
9 be, like, "Put me in the cell with this person," or "Let me  
10 work over here," or they would just like -- they would  
11 accommodate him to make his living easy. So whatever he want,  
12 he get from the administration.

13 **Q.** And it was IA who explained this to you, that this is how  
14 it works?

15 **A.** Oh, no. I've been in IDOC for a very long time. And he  
16 admitted it out of his mouth that he worked for IA. Because  
17 when I got there, um, he came on to me. And, actually, the guy  
18 was nice at first, and then it was, like, right after he tried  
19 to assault my celly and my celly wasn't going for that, he kept  
20 coming on to me.

21 And I'm asked him, I'm like, "You came from STC. Why you  
22 over here?"

23 And he, like, "Oh, um, they just moved me over here."

24 And he was telling me that another person had some  
25 relations. They was fighting, beefing, or whatever. And I'm

1 like, "Shit, I'm married, I got a husband, so I'm good."

2 And he, like, "Oh, I'm a very nice person. I'm not  
3 violent."

4 He tried to get me with the transgender act, but come to  
5 find out, he is not a transgender. He's a creep and a rapist,  
6 and he not only tried to rape me, he tried to rape the majority  
7 of the whole transgender facility.

8 Q. Okay. Once you reported that you had a problem with him,  
9 you said he was sent to another facility, correct?

10 A. No.

11 Q. He wasn't sent to another facility?

12 A. No. He was placed in investigation and then shipped to  
13 Robinson 21 days later.

14 Q. That's a different facility, correct?

15 A. A minimum.

16 Q. Okay. So you were kept separate from him after that?

17 A. Yes.

18 Q. Okay. Was there another inmate at Dixon --

19 A. But he was never punished.

20 Q. Was there another inmate at Dixon that you also complained  
21 that you had a problem with?

22 A. Yes.

23 Q. And was that person removed from the facility?

24 A. No.

25 Q. Were they removed from contact with you?



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

REPORTER'S CERTIFICATE

I, Molly N. Clayton, RPR, FCRR, Official Court Reporter for the U.S. District Court, Southern District of Illinois, do hereby certify that I reported with mechanical stenography the proceedings contained in pages 1 - 77; and that the same is a full, true, correct and complete transcript from the record of proceedings in the above-entitled matter.

DATED this 21st day of September, 2018.

s/Molly Clayton, RPR, FCRR