

Formal Complaint to the Bureau of Prisons

Complainant:

Joshua Havens

Subject of Complaint:

Violations of Constitutional, State, and Human Rights during incarceration and while under the custody of Louisiana facilities in coordination with the Bureau of Prisons.

Statement of Complaint

I am filing this complaint regarding severe mistreatment, medical neglect, and rights violations that occurred while I was incarcerated and delayed by the competency restoration program in Louisiana. 1.

Unjust Delay in Legal Process

- I was incarcerated for approximately a year and a half solely because of the competency restoration program backlog, which was reported to have over 300 patients waiting.
- This excessive delay caused me prolonged confinement without trial, violating my **Sixth Amendment** right to a speedy trial. 2. **Physical Assault and Injury**

- During this time, I was housed as a parish inmate, yet I was attacked by a DOC inmate.
- The assault resulted in a broken jaw, requiring facial reconstructive surgery.
- Following surgery, I was not provided dentures, leaving me unable to properly eat or function, which constitutes deliberate indifference to my medical needs in violation of the **Eighth Amendment**. 3.

Medical Abuse and Humiliation

- At the beginning of my incarceration, Coroner Daniel Pennington falsely declared me suicidal.
- As a result, I was stripped naked and subjected to inhumane treatment: staff based my testicles and forced me to sit in it for 3 days without washing.

- This constitutes **cruel and unusual punishment**, psychological abuse, and violation of human dignity under the **Eighth Amendment**. 4. **Violation of State Law on Inmate Classification**

- Under Louisiana state law and Department of Corrections regulations, parish inmates are not supposed to be housed or mixed with DOC inmates.
- Despite this, I was placed in housing with DOC inmates, which directly led to my assault and broken jaw.

- This disregard for classification and housing laws constitutes negligence and failure to follow state-mandated inmate safety protocols, violating my **Fourteenth Amendment** rights to due process and equal protection, in addition to **state law**.

Prisoner Rights Violated

- **Sixth Amendment** – Right to a speedy trial.
- **Eighth Amendment** – Freedom from cruel and unusual punishment, including:
 - **Failure to protect** from assault by another inmate.
 - **Denial of dentures** after reconstructive surgery (medical neglect).
 - **Forced unsanitary and degrading conditions**.
- **Fourteenth Amendment** – **Right to due process** and **equal protection** (false suicide declaration and housing with DOC inmates in violation of law).
- **State Law Violations** – Louisiana's prohibition against mixing DOC inmates with parish inmates was ignored.
- **Human Rights Principles** – Violation of dignity, sanitary conditions, and access to necessary

medical care.

Requested Action

I request the Bureau of Prisons to:

1. Conduct a full investigation into the competency restoration program delays and its unconstitutional effect on incarcerated individuals.
2. Review the assault incident and the failure to protect me from DOC inmates while I was a parish inmate.
3. Investigate medical neglect, specifically the denial of dentures after reconstructive surgery.
4. Investigate Coroner Daniel Pennington's actions and the inhumane treatment I was subjected to.
5. Investigate the violation of state law regarding the improper housing of parish inmates with DOC inmates.
6. Provide remedies, including acknowledgment of wrongdoing, corrective action against responsible parties, and appropriate compensation for the harm I endured.

Respectfully submitted,

Joshua Havens