

RELATED DDJ

Scott Joseph Faulkner  
FULL NAME  
N/A  
COMMITTED NAME (if different)  
Cois Byrd Detention Center  
FULL ADDRESS INCLUDING NAME OF INSTITUTION  
30755-B Auld Rd., Murrieta, CA 92563  
202116419  
PRISON NUMBER (if applicable)

FILED  
CLERK, U.S. DISTRICT COURT  
4/15/24  
CENTRAL DISTRICT OF CALIFORNIA  
BY: eee DEPUTY

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

Scott Faulkner

PLAINTIFF,

County of Riverside, Sheriff Chad Blanco,  
Medical Director Thomas Mingham,  
Chief Medical Officer  
DEFENDANT(S).

CASE NUMBER 5:24-cv-00799-ODW-JDE

To be supplied by the Clerk

CIVIL RIGHTS COMPLAINT

PURSUANT TO (Check one)

- 42 U.S.C. § 1983 Jury Trial Demanded
- Bivens v. Six Unknown Agents 403 U.S. 388 (1971)

Michael Plessica, Unknown Medical Providers at Robert Presley Detention Center  
A. PREVIOUS LAWSUITS

- 1. Have you brought any other lawsuits in a federal court while a prisoner:  Yes  No
- 2. If your answer to "1." is yes, how many? 2

Describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on an attached piece of paper using the same outline.)

- A. claim of unreasonable search and seizure by police officer.
- B. claim of deliberate indifference to serious medical need, negligence, medical malpractice by jail staff.

a. Parties to this previous lawsuit:

Plaintiff Scott Faulkner

Defendants Alan Heidrich

b. Court United States District Court - Central District of California

c. Docket or case number 5:23-cv-01784-ODW-JDE

d. Name of judge to whom case was assigned Otis Wright

e. Disposition (For example: Was the case dismissed? If so, what was the basis for dismissal? Was it appealed? Is it still pending?) still pending

f. Issues raised: UN-reasonable search and seizure

g. Approximate date of filing lawsuit: 8/30/23

h. Approximate date of disposition N/A

**B. EXHAUSTION OF ADMINISTRATIVE REMEDIES**

1. Is there a grievance procedure available at the institution where the events relating to your current complaint occurred?  Yes  No

2. Have you filed a grievance concerning the facts relating to your current complaint?  Yes  No

If your answer is no, explain why not \_\_\_\_\_

3. Is the grievance procedure completed?  Yes  No

If your answer is no, explain why not \_\_\_\_\_

4. Please attach copies of papers related to the grievance procedure.

**C. JURISDICTION**

This complaint alleges that the civil rights of plaintiff Scott Faulkner

(print plaintiff's name)

who presently resides at 30755-B Auld Rd., Murrieta, CA 92563

(mailing address or place of confinement)

were violated by the actions of the defendant(s) named below, which actions were directed against plaintiff at

Robert Presley Detention Center, Riverside

(institution/city where violation occurred)

Additional Previous LAWSUIT.

a. Parties to this previous lawsuit:

Plaintiff Scott Faulkner

Defendants County of Riverside

b. Court United States District Court Central District of California

c. Docket or case number 5:24-CV-00424-ODW-JDE

d. Name of judge to whom case was assigned Otis D. Wright

e. Disposition (For example: Was the case dismissed? If so, what was the basis for dismissal? Was it appealed? Is it still pending?) pending

f. Issues raised: 14 Amendment, due process, deliberate indifference to serious medical need.

g. Approximate date of filing lawsuit: 2/15/24

h. Approximate date of disposition N/A

**B. EXHAUSTION OF ADMINISTRATIVE REMEDIES**

1. Is there a grievance procedure available at the institution where the events relating to your current complaint occurred?  Yes  No

2. Have you filed a grievance concerning the facts relating to your current complaint?  Yes  No

If your answer is no, explain why not

3. Is the grievance procedure completed?  Yes  No

If your answer is no, explain why not

4. Please attach copies of papers related to the grievance procedure.

**C. JURISDICTION**

This complaint alleges that the civil rights of plaintiff

(print plaintiff's name)

who presently resides at

(mailing address or place of confinement)

were violated by the actions of the defendant(s) named below, which actions were directed against plaintiff at

(institution/city where violation occurred)

CIVIL RIGHTS COMPLAINT



on (date or dates) 6/29/21-5/26/22 4/25/21-5/26/21 \_\_\_\_\_  
(Claim I) (Claim II) (Claim III)

**NOTE:** You need not name more than one defendant or allege more than one claim. If you are naming more than five (5) defendants, make a copy of this page to provide the information for additional defendants.

1. Defendant County of Riverside resides or works at  
(full name of first defendant)  
4095 Lemon St. Riverside, CA 92502  
(full address of first defendant)  
Municipality  
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both):  individual  official capacity.

Explain how this defendant was acting under color of law:

Public Entity, duly organized and existing, under the laws of the state of California

2. Defendant Chad Bianco resides or works at  
(full name of first defendant)  
4095 Lemon St., Riverside, CA 92502  
(full address of first defendant)  
Sheriff  
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both):  individual  official capacity.

Explain how this defendant was acting under color of law:

An elected official, at all times possessed the power and authority to create and enforce policies for the County of Riverside

3. Defendant Thomas Minahan resides or works at  
(full name of first defendant)  
26520 Cactus Ave, Moreno Valley, CA 92555  
(full address of first defendant)  
Medical Director  
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both):  individual  official capacity.

Explain how this defendant was acting under color of law:

Policy maker for the jail's medical care for inmates

4. Defendant Michael Messisca resides or works at  
(full name of first defendant)  
21520 Cactus Ave, Moreno Valley, CA 92553  
(full address of first defendant)  
Chief Medical Officer  
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both):  individual  official capacity.

Explain how this defendant was acting under color of law:

Policy maker for the jail's medical care for inmates

5. Defendant Unknown Medical Providers resides or works at  
(full name of first defendant)  
4000 Orange St., Riverside, CA 92501  
(full address of first defendant)  
Unknown  
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both):  individual  official capacity.

Explain how this defendant was acting under color of law:

Provide medical care for inmates at Robert Presley  
Detention Center.



**D. CLAIMS\*****CLAIM I**

The following civil right has been violated:

1. Defendants, County of Riverside and Sheriff Chad Bianco allowed a custom of deliberate indifference to Plaintiff's serious medical need in violation of the Constitutional Fourteenth Amendment due process clause by not providing Plaintiff with medically required CPAP machine for diagnosed sleep apnea for 13 months, despite several court orders.
2. Medical Director Thomas Minahan, Chief Medical Officer Michael Messica, and unknown medical providers at Robert Presley Detention Center were deliberately indifferent to Plaintiff's serious medical need. Plaintiff's diagnosed severe sleep apnea required use of a CPAP machine, which defendants did not provide for 13 months despite several court orders in violation of the Constitutional Fourteenth Amendment due process clause.

Supporting Facts: Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be certain you describe, in separately numbered paragraphs, exactly what each DEFENDANT (by name) did to violate your right.

1. On April 26, 2021, Plaintiff was booked into the Larry Smith Correctional Facility, a Riverside County Jail.
2. On or about April 27, Plaintiff was transferred to the Detention Care Unit of Riverside University Health Systems Hospital for suicidal ideations.
3. Plaintiff advised medical staff he has severe sleep apnea and required a CPAP machine during sleep.
4. On or about May 18, 2021, Plaintiff was transferred to Robert Presley Detention Center.
5. On June 29, 2021, Plaintiff's attorney Karen Lockhart,

\*If there is more than one claim, describe the additional claim(s) on another attached piece of paper using the same outline.

**E. REQUEST FOR RELIEF**

I believe that I am entitled to the following specific relief:

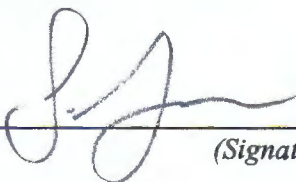
1. A declaratory judgement that the defendants actions complained of herein violated Plaintiff's rights under the U.S. Constitution and as otherwise alleged herein

2. Award Plaintiff monetary damages, Compensatory and Punitive in an amount to be determined at trial.

3. Award Plaintiff cost of suit and reasonable attorney fees if applicable.

4. Grant Plaintiff such other and further relief as the court deems just and proper.

\_\_\_\_\_  
(Date)

  
\_\_\_\_\_  
(Signature of Plaintiff)



Supplemental Facts pg 1 of 11

1 requested the court's assistance in obtaining  
2 a CPAP machine. The honorable Judge Timothy  
3 Hollenhorst ordered the Plaintiff to be seen by  
4 a medical doctor prior to the next hearing.  
5 Plaintiff ordered to be evaluated for a CPAP  
6 machine. (See Minute Order 6/29/21 BAF2100550)

7

8 6. On July 1, 2021, the Minute Order reflects  
9 "Correctional Healthcare Services- Compliance with  
10 Court Order Filed."

11

12 7. On August 6, 2021, at Plaintiff's next court  
13 hearing, attorney Lockhart requested an  
14 Order to show cause as Plaintiff still did  
15 not have a CPAP machine and the Sheriff  
16 Department did not respond to the court's  
17 order. Judge Hollenhorst set a hearing for  
18 September 23, 2021. (See Minute Order 8/6/21 BAF2100550)

19

20 8. On September 23, 2021, at Plaintiff's next  
21 court hearing, Judge Hollenhorst again ordered  
22 Plaintiff to be examined by jail medical staff for  
23 a CPAP machine and to provide one if needed.  
24 (See minute Order 9/23/21 BAF2100550)

25

26 9. On November 5, 2021, at Plaintiff's next court  
27 hearing, Judge Hollenhorst again ordered

28



Supplemental Facts pg 2 of 11

1 9. the Plaintiff to be examined by detention medical  
2 for a CPAP machine and for Plaintiff to be  
3 provided a CPAP if needed. If not, the Sheriff  
4 Department was to provide a letter to the  
5 court stating reasons why. (See Minute  
6 Order 11/5/21 BAF2100550)

7  
8 10. On November 9, 2021, the Minute Order reflects  
9 "Correctional Healthcare Services - Compliance  
10 with court order filed."

11  
12 11. On December 29, 2021, at Plaintiff's next court  
13 hearing, the Honorable Judge Jeffrey Prevost  
14 set a hearing on February 2, 2022 regarding  
15 Sanctions for failure to evaluate, as Plaintiff  
16 still had not received a CPAP machine. (See  
17 Minute Order 12/29/21 BAF2100550)

18  
19 12. On February 3, 2022, at Plaintiff's next court  
20 hearing, the Honorable Judge Joshua Knight notes  
21 the court received the letter from Correctional  
22 Healthcare Services on November 9 (pp. 10), which  
23 stated a CPAP machine would be ordered and  
24 provided. Yet almost 90 days later, Plaintiff  
25 still did not have a CPAP machine. Judge Knight  
26 ordered the Sheriff Department to provide a CPAP  
27 machine to Plaintiff and submit a notice to the  
28

Supplemental Facts pg 3 of 11

1 12: court when completed, or appear to the  
2 court on February 24, 2022. (See Minute Order  
3 2/3/22 BAF2100550)

4  
5 13. Shortly after, Plaintiff received a CPAP  
6 machine. However, Plaintiff required a facemask  
7 that covered both mouth and nose, but only  
8 was provided a nasal mask. Plaintiff still could  
9 not use the CPAP without proper mask. Plaintiff  
10 requested medical staff provide the correct mask.

11  
12 14. On February 24, 2022, at Plaintiff's next  
13 court hearing, the Honorable Judge Mark Singerton  
14 ordered the Sheriff Department to provide  
15 Plaintiff with correct facemask as he still did  
16 not have the right one and could not use the  
17 CPAP without it. (See Minute Order 2/24/22  
18 BAF2100550)

19  
20 15. On February 28, 2022 the Minute Order reflects  
21 "Correctional Healthcare Services-Compliance with  
22 court order filed."

23  
24 16. On May 25, 2022, at Plaintiff's next court  
25 hearing, Judge Singerton ordered a representative  
26 from the Sheriff Department to appear on  
27 June 16, 2022, to provide an explanation as to  
28



Supplemental Facts pg 4 of 11

1 16. Why Plaintiff has not received correct  
2 facemask for CPAP machine. (See Minute Order  
3 5/25/22 BAF2100550)

4

5 17. On or about May 26, 2022, Plaintiff received  
6 correct facemask 395 days since first requesting  
7 one at booking.

8

9 18. Because Plaintiff has been in Segregation  
10 during entire detention and was not provided  
11 an Inmate Orientation Guide until a grievance  
12 was filed on March 9, 2023, Plaintiff was not  
13 aware of the grievance system for medical issues.  
14 Which is why Plaintiff relied on his attorney to  
15 address it with the court.

16

17 19. Between May 2021 to May 2022, Plaintiff  
18 did submit Inmate Healthcare request forms  
19 regarding the CPAP and mask. Plaintiff was  
20 told the approval for the CPAP machine was  
21 waiting for authorization by the medical director.  
22 A few months later Plaintiff was told the CPAP  
23 machine was in the mail. On December 18,  
24 2023, Plaintiff requested copies of his Inmate  
25 Healthcare Request forms to provide further details.  
26 Jail staff refuses to provide them to inmates.  
27 Plaintiff requested copies be sent to his father.

28

Supplemental Facts pg 5 of 11

1 19. On February 2, 2024, Plaintiff filed a  
2 grievance requesting copies of Inmate Healthcare  
3 Request forms to his father. As of March  
4 29, 2024, the forms still have not been received.

5  
6 20. On September 26, 2023, Plaintiff submitted  
7 an Inmate Healthcare Request form requesting  
8 the information of the provider that was  
9 responsible for obtaining Plaintiff's CPAP  
10 machine and mask.

11  
12 21. On September 27, a nurse came to Plaintiff's  
13 cell to discuss the Inmate Healthcare Request  
14 Form submitted the day prior (pp. 20). Plaintiff  
15 was told Nurse Practitioner Martha was who Plaintiff  
16 provided Medical Release of Information to get  
17 Plaintiff's medical records regarding CPAP use prior  
18 to detention. Dr. Meia adjusted the CPAP  
19 settings. It was unknown who ordered it. This  
20 was all the information provided.

21  
22 22. On February 16, 2024, around 1200 hours, I  
23 submitted a grievance requesting monetary  
24 damages for the deliberate indifference to  
25 Plaintiff's serious medical need in delaying  
26 the medically required CPAP machine for 13  
27 months. It was collected by Investigator Andrade.  
28



## Supplemental Facts

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1 23. On February 20, around 1300 hours, Deputy  
2 Bojorquez brought a grievance response  
3 to my grievance filed on February 16 (pp. 22).  
4 The response stated "Use of medical grievance  
5 (for request of financial compensation relating  
6 to a complaint) is not the appropriate channel  
7 for this type of request." (See attached ex. 1)

8

9

10

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15

24. Around 1550 hours, I submitted a first level  
appeal grievance stating I was not provided  
any other channel for this request and the  
Prison Litigation Reform Act required I exhaust  
the grievance process even if the remedy sought  
was not provided.

16

17

18

19

20

21

25 On February 21, around 10/15 hours, Director of  
Nursing Andrew Pastor came to my cell door.  
He said my grievance appeal was correct.  
He said he "could not cut me a check," but  
he would respond.

22

23

24

25

26

27

26. On March 3, around 1300 hours, I submitted  
a Healthcare Request Form to Mr. Pastor  
asking if he was still going to respond to my  
grievance (pp. 24, 25).

28

27. On March 6, around 1800 hours, I submitted

## Supplemental Facts

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27. a second level appeal grievance since I  
 did not receive a response to my first level  
 appeal (pp. 24) in 15 days.

28. On March 20, 2024, around 1200 hours, Dep.  
 Bogorquez brought me a grievance response  
 to my first level appeal. (pp. 24) The response,  
 by Lt. Lemons, stated "it appears the correct  
 date is 5/21/21." (In contrast to my claim that  
 I requested a CPAP on 4/26/21). Lt. Lemons then  
 writes "You were evaluated and cleared to have  
 your family deliver your CPAP on 6/30/21." Yet,  
 on 6/29/21, I needed my attorney to obtain a  
 court order for a CPAP by the Sheriff's Depart-  
 ment. (pp. 5) Lt. Lemons continues "However, you  
 did not report that your family threw away  
 your CPAP until 10/1/21." However, I obtained  
 a second court order for a CPAP on 9/23/21  
 (pp. 8) Lt. Lemons continues "Subsequently, a  
 CPAP was approved and issued to you on 2/9/22.  
 You later requested a new mask, which was  
 provided on 5/26/22." If we were to assume  
 that Lt. Lemons' dates are correct, it still  
 took seven months to get a CPAP machine  
 with a usable mask. It is well documented that  
 severe sleep apnea, left untreated, can result in  
 death! Lt. Lemons concludes "From all appearances



## Supplemental Facts

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1 28. you are receiving adequate medical  
2 attention. While it's the Sheriff's Department's  
3 goal to care for your well-being and ensure  
4 proper medical and mental health care, the  
5 Sheriff's Department is committed to the  
6 Memorandum of Agreement with Correctional  
7 Health Services and supports their autonomy  
8 regarding diagnosis of illness/injury and  
9 the development of medical treatment plans."  
10 This is the standard "cut and paste" response  
11 to medical grievances. This goes to Plaintiff's  
12 claim of a "custom" of deliberate  
13 indifference. They acquiesce to Correctional  
14 Health Services, putting their heads in the  
15 sand while claiming autonomy by medical  
16 staff. (See attached ex. 2)

17

18 29. On March 20, around 1730 hours I  
19 submitted a second level appeal grievance. It  
20 was collected by Cpl. Hylund around 1845  
21 hours.

22

23 30. On March 29, around 0730 hours, Dep. Bellivan  
24 brought me a grievance response from Cpt. Flakes  
25 in response to my second level appeal. (pp. 29)  
26 The Cpt. writes "Your specific concerns have  
27 been noted." He adds the usual statement

1.8



## Supplemental Facts

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1 30. deferring to Correctional Health Services.

2 (See attached ex. 3)

3

4 31. In Gray v. Riverside, Case number 5:13-cv-

5 00444-VA - OPC (Plaintiff's copy of Remedial Plan

6 has hole punch cutting off case number), created

7 a consent decree as of November 25, 2015. Under

8 Part II. "Medical Care", Section D. (2), "A Quality

9 Improvement Committee that includes the

10 Correctional Health Service Administrator and

11 Medical Director, a mental health representative,

12 a registered nurse, a pharmacy representative,

13 and a Sheriff's Department representative shall

14 meet quarterly for the purpose of systematically

15 monitoring, analyzing and improving processes

16 and the quality of medical care." Section D(2),

17 "Each quarter, the Quality Improvement

18 Committee shall monitor several of the following

19 processes of care, ensuring that all are

20 reviewed at least annually, and that appropriate

21 corrective action is recommended for all

22 deficiencies:", subsection (D) "Court orders

23 for health care and institutional responses."

24 Therefore, defendants knew, or should have

25 known, during review of Plaintiff's court

26 orders for health care, that Plaintiff was

27 not receiving adequate medical care to his

28



## Supplemental Facts

pg 10 of 11

1 31. serious medical need, which could have  
2 led to Plaintiff's death.

3

4 32. Plaintiff suffered for approximately  
5 395 days without restful sleep, a basic  
6 human need. Additionally, Plaintiff suffered  
7 from headaches, fatigue, choking, vomiting,  
8 acid reflux, dry mouth, bleeding gums, weight  
9 gain, anxiety, and depression. Due to the  
10 length of time, this was a unnecessary  
11 and wanton infliction of pain.

12

13 33. Based on information and belief, all  
14 inmates who have sleep apnea and require  
15 the use of a CPAP, are instructed by  
16 medical staff to attempt to obtain their  
17 personal CPAP from home before they will  
18 issue one. They will also have inmates  
19 obtain needed regular replacement masks,  
20 hoses, filters and water trays from home.  
21 In an attempt to avoid the costs of CPAP  
22 therapy, medical staff places the burden  
23 on the inmate. The Constitution requires  
24 authorities to provide them with reasonably  
25 adequate medical care. To have inmates  
26 provide for their own serious medical needs is  
27 deliberate indifference.

28



### Supplemental Facts

Page 11 of 11

1 34. Additionally, as shown in Plaintiff's  
 2 other civil complaint, (5:24-cv-00424-  
 3 ODW-JDE) where, after suffering a back  
 4 injury, Plaintiff was forced to crawl on  
 5 the floor approximately 100 times in 30  
 6 days, went without shower & showers,  
 7 suffered approximately 40 falls from vertigo,  
 8 and have gone 14 months without adequate  
 9 pain management with over 50 jail staff  
 10 defendants and 20 grievances filed, clearly  
 11 show a widespread pattern of deliberate  
 12 indifference to serious medical needs.

13  
 14 35. Because grievance forms are on Carbon  
 15 copy paper and inmates are only allowed  
 16 pencils, the copies in my possession are  
 17 very hard to read. I attempted to obtain  
 18 the top legible from jail staff, but was  
 19 denied. I submitted a grievance and the  
 20 response was to have an attorney request  
 21 them or obtain a court order. Therefore,  
 22 I did not attach any grievances.

23  
 24 Pursuant to 28 U.S.C. 1746, I declare under  
 25 penalty of perjury that the following is true



### Supplemental Facts

pg 11 of 11

1 34. Additionally, as shown in Plaintiff's  
 2 other civil complaint, (5:24-cv-00424-  
 3 ODW-JDE) where, after suffering a back  
 4 injury, Plaintiff was forced to crawl on  
 5 the floor approximately 100 times in 30  
 6 days, went without a shower for weeks,  
 7 suffered approximately 40 falls from vertigo,  
 8 and have gone 14 months without adequate  
 9 pain management with over 50 jail staff  
 10 defendants and 20 grievances filed, clearly  
 11 show a widespread pattern of deliberate  
 12 indifference to serious medical needs.

13  
 14 35. Because grievance forms are on Carbon  
 15 Copy paper and inmates are only allowed  
 16 pencils, the copies in my possession are  
 17 very hard to read. I attempted to obtain  
 18 the top legible from jail staff, but was  
 19 denied. I submitted a grievance and the  
 20 response was to have an attorney request  
 21 them or obtain a court order. Therefore,  
 22 I did not attach any grievances.

23  
 24 Pursuant to 28 U.S.C. 1746, I declare under  
 25 penalty of perjury that the following is true  
 26 and correct

27 3/29/24 Scott Faulkner Scott Faulkner 202116419  
 28

## Exhibit List

1. Initial grievance response (pp. 22/23).

Unknown who responded as Initial grievance responses by medical never list respondent information.

2. First level appeal response (pp. 24/28) by Lt. Lemons

3. Second level appeal response (pp. 29/30) by Cpt. Flakes





County of Riverside  
4000 Orange St.  
Riverside, CA 92501

2/20/2024 9:52:12 AM PST

**Patient:**FAULKNER, SCOTT JOSEPH

**#:**202116419

**Lang:**

**DOB:**1/28/1985 (Age=39)

**Sex:**M

**Race:**W

**Housing:**SWC-AH07-AH07

**Court Date:**3/12/2024 8:30:00 AM

**Type:**

**Status:**ACTIVE

**Booking Date:**4/25/2021 2:55:00 AM PDT

**Release:**



**Grievance**

**Date Of Grievance:** 2/20/2024    **Date Received:** 2/20/2024    **Date of Response:** 2/20/2024

Open

**Grievance Types:**  
Other

**Description:**

Mr. Faulkner is requesting financial compensation for a complaint about medical care.

**Response:**

Mr. Faulkner is advised that use of a medical grievance (for request of financial compensation relating to a complaint) is not the appropriate channel for this type request.



# Riverside County Sheriff's Office

*Chad Bianco, Sheriff-Coroner*

4095 Lemon Street • Riverside • California • 92501  
www.riversidesheriff.org

**To:** Inmate Faulkner, Scott 202116419

**Date:** 3/19/24

**From:** Lieutenant Lemons

**RE:** Grievance Appeal

---

I have reviewed the grievance appeal you submitted to jail staff on 2/20/24. In summary, you claim you have not received adequate medical care. Upon reviewing your case with Correctional Health Services, I was provided the following information:

In your grievance received on 2/16/24, you alleged it took medical staff 13 months to provide you with a CPAP device. Therefore, you're requesting financial compensation. Medical provided the following response: The use of a medical grievance to request financial compensation relating to a complaint is not the appropriate channel for this type of request.

On 2/20/24, you submitted an appeal which you claim you must exhaust the grievance process before filing a complaint with the court. Medical provided the following response to your appeal: You claim you first requested a CPAP on 4/25/21, but it appears the correct date is 5/21/21. You were evaluated and cleared to have your family deliver your CPAP on 6/30/21. However, you did not report that your family threw away your CPAP until 10/1/21. Subsequently, a CPAP was approved and issued to you on 2/9/22. You later requested a new mask, which was provide on 5/26/22.

From all appearances, you are receiving adequate medical attention. While it's the Sheriff's Department's goal to care for your well-being and ensure proper medical and mental health care, the Sheriff's Department is committed to the Memorandum of Agreement with Correctional Health Services and supports their autonomy regarding diagnosis of illness/injury and the development of medical treatment plans.

You are reminded to continue following the procedure to request medical and mental health services by submitting Inmate Health Care Requests when concerns arise. If an emergency arises, you should immediately notify the housing unit deputy. I am satisfied that your concerns have been appropriately addressed and no further action is anticipated regarding this grievance.

Sincerely,

A handwritten signature in black ink, appearing to read "Lemons", written over a horizontal line.

Correctional Lieutenant Lemons





# Riverside County Sheriff's Office

## *Chad Bianco, Sheriff-Coroner*

---

4095 Lemon Street • Riverside • California • 92501  
www.riversidesheriff.org

**To:** Inmate Faulkner, Scott 202116419

**Date:** 3/26/24

**From:** Captain Flakes

**RE:** Grievance Appeal

---

Inmate Faulkner,

I have reviewed the grievance appeal you submitted to jail staff on 3/20/24, which you alleged medical failed to provide you with a CPAP machine in a timely manner which may have jeopardized your health.

I reviewed your first appeal, the original grievance, and supplemental paperwork provided by medical. Your specific concerns have been noted. However, the Sheriff's Department is committed to the Memorandum of Agreement with Correctional Health Services and supports their autonomy regarding diagnosis of illness/injury and the development of medical treatment plans.

I am satisfied that your concerns have been appropriately addressed and no further action is anticipated regarding this matter.

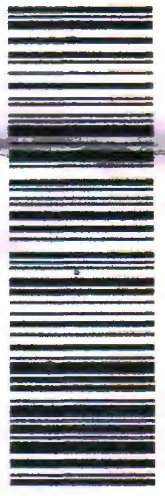
Sincerely,

A handwritten signature in black ink, appearing to read "C. Flakes", with a long horizontal flourish extending to the right.

Captain Flakes

Faulkner, Scott  
202 W 419  
30755 B Auld Rd  
Morrieta CA 92563

CERTIFIED MAIL



9589 0710 5270 1865 8397 33

Retail



90012

U.S. POSTAGE  
FCM LG ENVY  
HESPERIA CA  
APR 10, 2024

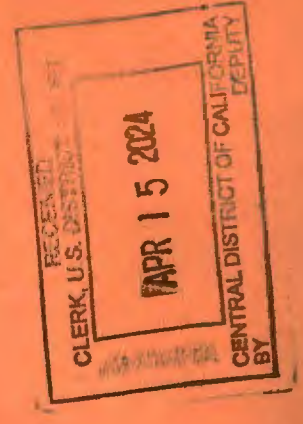
\$6.51

R2304H106472

RDC 99

United States District Court  
Central District of California  
ATTN: PRO SE CLERK  
255 E. Temple St., STE TS-13A  
Los Angeles, CA 90012

~~TS-13A~~





PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

