

March 24, 2015

VIA EMAIL

South Carolina Department of Corrections FOIA Coordinator, Office of General Counsel PO Box 21787 Columbia, SC 29210

Sent electronically via: Haile,Dayne@doc.sc.gov

RE: South Carolina Freedom of Information Act Request

To Whom it May Concern:

This letter constitutes a request under the South Carolina Freedom of Information Act (FOIA) by the Electronic Frontier Foundation ("EFF") for records related to inmate discipline and offender use of social networks. EFF seeks these records as part of its Transparency Project, which works to obtain government records and documents and make those records widely available to the public.

This request seeks the following records:

- 1) All current that concern SDCD investigative, disciplinary and other procedures related to enforcement of SDCD's prohibition on offender use of social media that have been created or updated since October 2014;
- 3) All current training materials and presentations related to SDCD's prohibition on offender use of social media that have been created or updated since October 2014;
- 4) All communications—including letters, emails, and records of phone calls—between SCDC and online service providers (e.g. Facebook, Twitter, Google, YouTube, etc.) regarding enforcement of SDCD's prohibition on offender use of social media and the suspension of offender accounts for the period Oct. 31, 2014 March 24, 2015.
- 5) Records of social media-related disciplinary proceedings for all inmates involved in the YouTube "rap video" widely publicized by the media in March 2014.
- •6)) Records of social media-related disciplinary proceedings for the following inmates:

/AMAKER, ROBERT (00357998)

915 Eddy Street - San Francisco, CA 94109 USA

http://www.charlestoncitypaper.com/FeedbackFile/archives/2014/03/18/sc-inmates-allegedly-film-hip-hop-music-video-in-prison

Public Records Act Request Inmate Social Media March 24, 2015 Page 2 of 3

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BOYD, JASPER (00312461)

JOHNSON, DAWUD KWAMIR (00329149)

JORDAN, CHARLES S. (00301889)

LEWIS, STEVVON CALLIHAM (00346554)

MCKINNEY, JAMAGO (00336810)

NORTON, DANTE JAZEL (00337893)

WOYE, A JAMES (00341898)

TINDAL, ARTAVIUS DEVON (00349570)

HILL, TRAVELL LEVON (00340055)

SCOTT, KENYON ALONZO (00327531)

ADKINS, ANTHONY E (00360849)

MOODY, JONATHAN DEAN (00327361)

JOHNSON, ANDRE (00321191)
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Note: When duplicate records appear in both Warden and Central files, only one set of records is required.

This request applies to all documents in SCDC's possession, including electronic records. It also includes documents created by a member of another government agency or a member of the public, including private companies, manufacturers, or vendors. If specific portions of any documents are exempt from disclosure, please provide the non-exempt portions.

Please respond to this request within 15 days, either by providing all the requested records or by providing a written response setting forth the legal authority on which you rely in withholding or redacting any document, as well as stating when documents will be made available.

EFF is a nonprofit organization that makes all information it receives through FOIA requests available to the public. Release of the information is primarily in the public interest because it contributes significant to public debate over technology, justice, and incarceration occurring both in South Carolina and on the national level. The issue of inmate use of social media in South Carolina has become a topic of great nationwide concern, with more than 40 news articles written on the issue in February, including national articles in New York Times Magazine, CNN.com, MSNBC.com, Chicago Sun-Times, Gawker, New York Daily News, Vanity Fair, as well as local articles and editorials in the Charleston Post and Courier, Counton News 2, and the Aiken Standard. Therefore I ask that you waive any search or copying fees, pursuant to South Carolina Code of Laws, Section 30-4-30(b).

I also request that any records maintained in electronic format be provided in that same format, to avoid copying costs. However, should you be unable to do so, EFF will reimburse you for the direct costs of copying these records (if you elect to charge for copying) plus postage. If you anticipate that these costs will exceed \$25.00, or that the time needed to copy the records will delay their release, please contact me so that I can arrange to inspect the document or decide which documents I wish to have copied. Otherwise, please copy and send them as soon as possible, and we will promptly pay the required costs.

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Thank you for your consideration of this request. If you have any questions or concerns, or if I can provide any clarification that will help identify responsive documents or focus this request, please do not hesitate to contact me at (415) 436-9333 x151 or dm@eff.org.

Sincerely,

Dave Maass

Investigative Researcher

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CONTACT YOUR CLASSIFICATION CASEWORKER OR COUNSELSUBSTITUTE IF YOU DO NOT UNDERSTAND THIS FORM

REASON

Canary - Inmate (Service of Disciplinary Report)

Pink - Central Record

EFF FOIA Response Regarding Social Media 08/12/2015 GC043

Golden Rod - Inmate (Service of Disciplinary Hearing Disposition)

••(Note: When there is restitution, a copy of this form should be forwarded to Financial Accounting.)

APPROVED/REVERSE/MODIFY

White - Institutional Record

SCDC 19-69 (Rev., May 2007)

	SOUTH CAI	ROLINA DEPAR					
	DISCIPLIN		AND HEARIN		a	_	
	Case#: 2021,22 Inmale Name Metcalf	Desmon	<u>d</u>	SCDC#:_c	342139	1	
	Living Area: Smu 5/e	Job:	NA	_,	Custody	NA	
	Offense Date: 3/18/14 Offense Time: 8.	30 MM In:	stitution: Ke	rshu)			
	Offense Description: Case 20-832 - STG materia Case 21-905-Creating on A Case 21-905-Creating on A Case 21-905-Creating on A Charging Officer/Employee: Audney Or INMATE NOTIFICATION: YOU WILL APPEAR I THIS NOTICE. YOU HAVE THE RIGHT TO SUB	HSISTING OF OF INTERPRETATION OF ICE (CONTI)	VILLAND) NG OFFICER 24 I	Titl HOURS OR MOR	e:	R RECEIPT OF	
	INMATE WAIVERS: #77.4						
-	EI GIVE UP MY RIGHT TO 34-HOUR NOTICE AS DI DO NOT WANT TO BE PRESENT AT MY HEA DI DO WANT MY ACCUSER PRESENT AT THE H DI DO NOT WANT MY ACCUSER PRESENT AT THE H CS LEVE NE LANGTO	RING TEARING THE HEARING		I WAIVE MY RIC SMU/SEGREGAT I WANT A COUN I DO NOT WANT	THE TO A HEARI TION ONLY SEL SUBSTITUT A COUNSEL SU	NG E	
	Date & Time Notified: 03 /25/14 3:: Inmate Signature: Beautification	20 AMPM B	y (Print): Cp).	Robert 1 oc#: 34213°	Bighar Date:	אוו צגו בנ	
	HEARING INFORMATION:						
	Hearing Date: 3 / 27 / 14 Hearing Tr	me://.24@/pm	Tape:	Side:	Start:	End:	
	FROM THE HEARING; OR (6) IF INMATE WAS DEN THE HEARING NAM 8 3 Note! Video from WIOW. WORLDSTOR				S EXAMINATION	N OF A WITNESS AT	
	OFFENSE CODES	832	1 405	898	T	7	
	INMATE PLEA (G, NG, None)	NG	G	NG			
	FINDINGS (G, NG, DS)	G	G	G]	
	IF QUILTY, EVIDENCE PRESENTED CONSIDER (B) OFFICER'S REPORT; (C) WITNESS TESTIMON and Otalinent at Maring.	ED AND REASON	NS FOR DETERM XPLAIN IN DETA	INATION OF GI	UILT: (A) ADM	ission of Guilt,	
	SANCTIONS: Case 20 = C/P/V-1801	UTES)	D-180/G	T - 10			
	Loss of Privileges (Days)	Reprima			Loss of Good Tip	me (days): 10/20	
	21	Extra Du \$00 Visit Sus #40-\$00Cell Rest	ty:		Restitution: S_ 440=500		
	specific factual reason(s) for particul 905 and 898 chang and	AR PUNISHMENT	IMPOSED: TH	is is the	urmates	124 8324	
	CREDIT FOR PHD TIME SERVED? YES/NO	IF YES, DAYS					
	DATE INMATE PLACED IN PHD//_	- 0				00.00 0 0000000000000000000000000000000	
	INMATE SIGNATURE FOR RECEIPT OF FINAL	EPORT:	Q (see		DATE:_	3/27/14	
	APPROVED REVERSE MODIFY	Durang	er_				
	CONFACT YOUR CLASSIFICATION CASEWORKE	Warden		/**************************************	IDERSTAND TH	IIS FORM /	
	White - Institutional Record		Canary - Inmate (Se				
	Golden Rod - Insuste (Service of Disciplinary Hearing Dis	position)	Pink - Central Reco	rd	ಕಾ ಎಂದ ಕರ್ನಾಡ	-	
	SCDC 19-69 (Rev., May 2007)	and the rest mesters to C.		r,			

			TMENT OF CO			
Case#: 37 38,39 Inmate Name:	Millan	thoner		SCDC#: 3.	20 765	
Living Area: 5m1 15	+	Job:	NA	-0 (27)	Custody:	14
Offense Date: 3 /18 / 14 Offens	e Time: 8:5	AMPM In	nitution: <u>K</u> č	erstau/		
Offense Description: 837 - CLSE 37 - STG 905 - CUSE 38 - CLE 898 - CASE 31 - Posses: Charging Officer/Employee: Aud INMATE NOTIFICATION: YOU WILL THIS NOTICE. YOU HAVE THE RIC	meuten eating or ssion of	Assist	ing With tular Dol	a Social Dice; Cell p	AFTER YOUR I	RECEIPT OF
INMATEWAIVERS: I GIVE UP MY RIGHT TO 24 HOU DATED NOT WANT TO BE PRESENT I DO WANT MY ACCUSER PRESE AT DO NOT WANT MY ACCUSER P CS JEROAL Date & Time Notified: 03 125 11	AT MY HEARI NT AT THE HE RESENT AT TH PUIS 1/6/1	ING ARING E HEARING		WAIVE MY RIGH SMU/SEGREGATI WANT A COUNS DO NOT WANT	ON ONLY EL SUBSTITUTE COUNSEL SUBS	STITUTE
Inmate Signature: BASper 13			scd	c#: 32076	Date: C	13/12/14
HEARING INFORMATION:						
Hearing Date: 3 /27 / 14	Hearing Time	е: 4.03 Фрит	Tape:	Side:	Start:	End:
FROM THE HEARING, OR (6) IF INMA THE HEARING NM 4 10.3 Note: video from wwo	w. worlds	tarhiphop	com use	d as evide	nee	
OFFENSE CODES		832	905	898		
INMATE PLEA (Q N FINDINGS (Q, NO		G	G	9		
IF GUILTY, EVIDENCE PRESENTED BOFFICER'S REPORT; (C) WITNESS	CONSIDERE		S FOR DETERM			SION OF GUILT:
HEARING LENGTH: 6	(MINUI	(ES) BA 180+180=36	0/ DD = 180	/GT = 6		
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905 and 2rd 898 c	harge 1	and the	nature of	there	ident	
CREDIT FOR PHD TIME SERVED? YES DATE INMATE PLACED IN PHD INMATE SIGNATURE FOR RECEIPT HEARING OFFICER (PRINT NAME) APPROVED/REVERSE/MODIFY	//_	FYES, DAYS_		EASON	/DATE:	3/27/14
CONTACT YOUR CLASSIFICATION C. White - Institutional Record Golden Rod - Immate (Service of Disciplinar "(Note: When there is restitution, a copy of SCDC 19-69 (Rev., May 2007)	ASEWORKER y Hearing Dispos	sition)	Canary - Inmate (Ser Pink - Central Recon	vice of Disciplinary 1		FORM.

	OLINA DEPAR				
	ARY REPORT	AND HEARIN		404 =4	
Case#: 30,31,32 Ismate Name: PRICE (puiry_	11	SCDC#: _C	29656	
Living Area: SMU 36	Job:	IVA	1 5	Custody:	NA
Offense Date: 3 27/14 Offense Time: 1:0			enshaw)		
Case 31-898-Possession Case 32-832-STG Mas	OF HAY	with a c ellular	social ne Deutre; co	twareking enphone o	sik djer charg '
Charging Officer/Employee: Audie (Climan Chinate Notification: You will Appear Bithis Notice, You have the Right To SUBM				AFTER YOUR	
INMATEWAIVERS:		-			
O I GIVE UP MY RIGHT TO 24-HOUR NOTICE AND IDO NOT WANT TO BE PRESENT AT MY HEAR OF I DO WANT MY ACCUSER PRESENT AT THE HEAR OF I DO NOT WANT MY ACCUSER PRESENT AT THE CS JETOME ARE MESTISMY	EARING TE HEARING		CER TO PROCEE! I WAIVE MY RIGH SMU/SEGREGATI I WANT A COUNS I DO NOT WANT	IT TO A HEARIN ON ONLY EL SUBSTITUTE	0
Date & Time Notified: 413 114 9:1	2.5 (M) B	y (Print): SCE	C. Korbe OCH: 29656	O Date: _	4/3/4
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FINDINGS (G, NG, DS)	G	G	G		
IF GUILTY, EVIDENCE PRESENTED CONSIDERE (B) OFFICER'S REPORT; (C) WITNESS TESTIMON	ED AND REASON Y: (D)OTHER, EX	S FOR DETERM CPLAIN IN DETA	INATION OF GU IL: Video- Libr	ILT: @ADMIS Hebrhiphot	SION OF GUILT;
HEARING LENGTH: X (MINU SANCTIONS: Cape 30 - CIPIV= 360+	TES) 360 = 720 /	DD=360/0	ST-18	, iii	
Loss of Privileges (Days)	Repriman			Loss of Good Time	(days): 45/9
# Property (Days) ** Canteen (Days) 3/00/630-990/180+180 ** Other (Days) 3/00/630-990/180+180 ** Disciplinary Detention (Days): 6/30/180	20-366 Cell Resti	cension Thru-360		Restitution: \$ 180=360	**
SPECIFIC FACTUAL REASON(S) FOR PARTICULA 305 \$ 802 and 5 189	8 COMIL	IMPOSED: IL	is is the	tornat	en 2 ra
CREDIT FOR PHD TIME SERVED? YES/NO	IF YES, DAYS				
DATE INMATE PLACED IN PHD//	- ^ -	\.			
INMATE SIGNATURE FOR RECEIPT OF FINAL RE	PORT: (). r	rice		DATE:	1/9/14
HEARING OFFICER (PRINT NAME)	Subject	1	_		
APPROVED/REVERSE/MODIFY J STOM	broker	1	REASON		
CONTACT YOUR CLASSIFICATION CASEWORKER	Warden OR COUNSEL SU	JBSTITUTE IF Y	DU DO NOT UNI	DERSTAND THIS	FORM.
White - Institutional Record			rvice of Disciplinary		1
Golden Rod - Innuate (Service of Disciplinary Hearing Dispo	Colors and	Pink - Central Reco			/
**(Note: When there is restitution, a copy of this form shoul	ld be forwarded to Fi	nescial Accounting	1		V
SCTSC 10.60 (Rev. May 2007)	in the total arrangement		,		