

# **EXHIBIT D**

### **Declaration of Thomas Caves**

I, Thomas Caves, declare as follows:

1. I have been incarcerated at Corrigan-Radgowski Correctional Institution since March 22, 2019. I am 26 years old. I am housed in B pod of the Corrigan building. To my knowledge, there are 82 or 83 people housed in my unit, on two tiers.

2. Our facility has been on lockdown for 16 days. We get 30 minutes out of our cells per day. During that time, I have to choose between showering or making phone calls.

3. One other person lives in my cell. Our sleeping area is not cleaned or sanitized by staff. I was given one small medicine cup of cleaner and a few paper towels, once, to clean out my cell over the past 16 days. Correctional officers also passed out a small bar of soap per person about a week ago.

4. They are now cleaning the railings. But every time I come out of my cell, I supposed to put my hands up against the wall, and they don't clean the walls. And there's no sink out here to wash your hands.

5. I eat my meals in in my cell. Since we've been on lockdown, trash has been piling up outside our cell doors. Some staff will let people out to clean, but others use cleaning as a bargaining tool.

6. I do not have a shower in my cell. I share showers with the other 82 or 83 people housed in my unit. I also share 9 phones with everyone in the unit. They just started having a laundry worker or tierman (unit worker) rub down the phones between people. But when you use the phones, you're right next to the next person.

7. Within the last week, more staff have started to wear blue masks. It seems

like it is at their discretion—some people were wearing masks and some weren't. I don't know if staff temperatures are being checked. Our temperatures have not been checked.

8. One person in my block got sick and he was quarantined in his cell for 14 days. His cellmate was also quarantined in there with him. They weren't allowed out, even to take a shower. At the end of the 14 days, they took the temperature of the first person and he went to medical. They didn't test his cellmate or do anything like that. They then moved them both to another cell, together, four cells down.

9. Nobody in my block has been sent to Northern yet. Northern is a punitive, threatening place. I've never been there. I know that people with symptoms will be afraid to say anything because god forbid you get transferred to Northern.

10. I have asthma and stomach issues. Medical care here is really poor. In normal days, you'll submit a request and it will take between two weeks and a month to get it back. Then you will be seen within two or three weeks. I dropped in a request for my friend recently that said it was urgent and he has yet to be seen.

11. Since June of last year, I've been writing requests to medical to be seen for severe stomach pain and certain foods that set me off. I was just put on an antibiotic yesterday.

12. I want to give credit where credit is due. We are getting our two extra phone calls from Securus, and commissary gave out extra envelopes. But what's happening inside does not line up with what they are saying. I hear them talking about cleaning all shifts—that's definitely not happening. I am now on a hunger strike with five other people in my unit. They are striking for better conditions and better medical care. I feel like if people on the outside are advocating for us, we should do our part. DOC staff

have now threatened to take our commissary and our food for not taking our trays.

13. It feels like we're being punished because DOC had no adequate measures in place. We've been on lockdown for 16 days. It's not good for anyone's psychological well-being. People are started to lose it.

14. I declare under penalty of perjury that the foregoing is true and correct. I would testify to the same statements above if called to do so in court.

15. I have authorized Elana Bildner to affix my signature to this affidavit for me, because I am incarcerated, and it would take a minimum of seven days for me to receive a document in the mail, sign it in front of a notary, and return it by mail.

Executed this 17 day of April, 2020.

Thomas Caves

by 