



United States District Court

Northern District of Illinois

Plaintiff:

Judge: Samuel-DER

FILED

Thomas Whitehead

Yeghiazan

Dec 11, 2009

Sylvia Mahone

Case: 09-C-5793

DEC 11 2009

Defendant:


TITLE: Medical Needs

MICHAEL W. BOBBINS  
CLERK, U.S. DISTRICT COURT

## Motion for Judgement

This matter is before the court Motion for Judgement in hope for Civil Rights, Justice for Humanity. Of this motion for Judgement I hope, that the Honorable SAMUEL-DER Yeghiazan grants this motion for Judgement. BENJAMIN PRUITT V. Stephen D. Mote #1 I Thomas Whitehead was denied motion for leave to proceed in forma pauperis, whitehead is given until Nov 5, 2009 To either pay the filing fee, OR accurately and properly completed in forma pauperis application. Whitehead has explain to the northern District Court that even though it seem to the court im able to protect my rights! But I dont know Civil Rules. #3 The trust fund Administrator James Cunningham refuse me of my trust fund account. Reference CASE Benjamin pruit v. Stephen D. Mote prisoner brought in forma pauperis action under 1983 alleging that he was sexually assaulted by a prison guard. The united States District Court for the Central District of Illinois, Harold Albert Baker, Senior District Judge entered Judgement, upon Jury verdict, in favor of defendants prisoner appealed. The Court of Appeals Easterbrook Chief Judge affirmed. Holding on Rehearing en banc, the Court of appeals Sykes Circuit Judge held that a district Judge has no obligation to reconsider a denial of the request for pro bono Counsel under the federal in forma pauperis statute should future events prove the plaintiff less Capable. #2 The Court abused its discretion in denying motion for pro bono Counsel, without analyzing whether prisoner was competent to litigate his claims. #3 District Courts application of incorrect legal standard prejudiced prisoner. District Court reversed and Remanded, pruit tested at a Reading Level of 8.5 math 3.9 Thomas whitehead tested 2.4 Reading 3.3 see test scores. Automatically places a inmate into the basic educational program. From case law which has routinely suggested that pro bono Counsel may not be denied if it would result in fundamental unfairness infringing on due process rights. Grill v. Reed 381 Fed 649, 657, 7th Cir. 2004. The Right to access to the courts protects prisoners from being shut out of court. It dose not exist to enable the prisoner to litigate effectively in court. Lewis v. Casey

I Thomas Whitehead as pruit seek Counsel, but was refused in response from letters or to Respond at all. 1915 "E" 1" May meaning fully be read to legitimize a Courts request to represent a poor litigant and therefore to confront a Lawyer with an important ethical decision at 308, 109, S.Ct Hughes v. Saliel CORR. CTR. Murray 492 U.S. at 11 Howland v. Kilquist 833 f.2d. 639, 646, 7th Cir. McKeever 689 f.2d at 1318, Maclin 650, f.2d at 986 LA Chair v. United States, Mc Neal v. Lowney, Rondel v. Victor Wielding Supply Company. These Cases was dismissed all I was trying to do is get Counsel to fight for my life and Rights my claims of these Cases, Thomas Whitehead v. Jane Doe Better known as Stephenie Hones 09-C-3991, Thomas Whitehead v. DR. Zhang 09-C-3243, Thomas Whitehead v. Sylvia mabant 09-C-5793. The decision whether literacy, communication skills, educational level and litigation experience, psychological history. My psychological history will show that I tried to kill myself twice in my Evanston Hospital file. Since going through mental and physical suffering I took 12 pills to kill myself, I've also refused to eat 3 days. I took 20 pills to go to Evanston hospital. ZARNES v. Rhodes. The 12 pills I took here a + pentiac. See medical Records, plaintiff Thomas Whitehead hopes that Judgment will be granted as well as Counsel. by this honorable Court.

  
Respectfully  
Submitted  
Thomas Whitehead

ILLINOIS DEPARTMENT OF CORRECTIONS  
OFFENDER'S GRIEVANCE

Date: <u>10-21-09</u>	Offender: (Please Print) <u>Thomas Whitehead</u>	ID#: <u>B07870</u>
Present Facility: <u>Pontiac</u>		Facility where grievance issue occurred: <u>Pontiac</u>
<p><b>NATURE OF GRIEVANCE:</b></p> <p> <input type="checkbox"/> Personal Property      <input type="checkbox"/> Mail Handling      <input type="checkbox"/> Restoration of Good Time      <input type="checkbox"/> Disability  <input checked="" type="checkbox"/> Staff Conduct      <input type="checkbox"/> Dietary      <input type="checkbox"/> Medical Treatment      <input type="checkbox"/> HIPAA  <input type="checkbox"/> Transfer Denial by Facility      <input type="checkbox"/> Transfer Denial by Transfer Coordinator      <input type="checkbox"/> Other (specify): <u>Civil Procedure</u> </p> <p> <input type="checkbox"/> Disciplinary Report: _____ Date of Report _____ Facility where issued _____         </p> <p><b>Note:</b> Protective Custody Denials may be grieved immediately via the local administration on the protective custody status notification.</p> <p><b>Complete:</b> Attach a copy of any pertinent document (such as a Disciplinary Report, Shakedown Record, etc.) and send to:  <b>Counselor</b>, unless the issue involves discipline, is deemed an emergency, or is subject to direct review by the Administrative Review Board.  <b>Grievance Officer</b>, only if the issue involves discipline at the present facility or issue not resolved by Counselor.  <b>Chief Administrative Officer</b>, only if EMERGENCY grievance.  <b>Administrative Review Board</b>, only if the issue involves transfer denial by the Transfer Coordinator, protective custody, involuntary administration of psychotropic drugs, issues from another facility except personal property issues, or issues not resolved by the Chief Administrative Officer.</p> <p><b>Brief Summary of Grievance:</b> <u>On 10-21-09 I Thomas Whitehead explain to the north house L.T. Gish that I have a court dead line. And that I've forward a Ledger and trust fund document Requesting the business administrator MR Cunningham to forward me my trust fund balance. After not receiving a balance of my account. In turn I forward Court documents stating that the Courts ask of one filing a mandamus OR 1987 must be sent with Ledger. L.T. Gish have called and talk with MR Cunningham while I was present in his office. This is discrimination against me for filing Complaints against M, pierce, &amp; Company.</u></p> <p><b>Relief Requested:</b> <u>I would like a printout of trust balance.</u></p>		
<input type="checkbox"/> Check only if this is an EMERGENCY grievance due to a substantial risk of imminent personal injury or other serious or irreparable harm to self.		
<u>Thomas Whitehead</u> Offender's Signature		<u>B07870</u> ID#
		<u>10, 21, 09</u> Date

(Continue on reverse side if necessary)

<b>Counselor's Response (if applicable)</b>		
Date Received: <u>10, 27, 09</u>	<input type="checkbox"/> Send directly to Grievance Officer <input type="checkbox"/> Outside Jurisdiction of this facility. Send to Administrative Review Board, P.O. Box 19277, Springfield, IL 62794-9277	
<p><b>Response:</b> <u>Contacted Trust office. they state you were sent 6 month trust account statement on 10-24-09 and 11-2-09.</u></p>		
<u>R. Flex</u> Print Counselor's Name	<u>R. Flex</u> Counselor's Signature	<u>12, 4, 09</u> Date of Response

<b>EMERGENCY REVIEW</b>		
Date Received: _____	Is this determined to be of an emergency nature? <input type="checkbox"/> Yes; expedite emergency grievance <input type="checkbox"/> No; an emergency is not substantiated. Offender should submit this grievance in the normal manner.	
_____ Chief Administrative Officer's Signature		_____ Date

~~TO~~

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TO Compter

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ILLINOIS DEPARTMENT OF CORRECTIONS  
OFFENDER'S GRIEVANCE

Date: <u>10-29-09</u>	Offender: (Please Print) <u>Thomas Whitehead</u>	ID#: <u>B07870</u>
Present Facility:		Facility where grievance issue occurred: <u>Thomas</u>
<b>NATURE OF GRIEVANCE:</b>		
<input type="checkbox"/> Personal Property	<input type="checkbox"/> Mail Handling	<input type="checkbox"/> Restoration of Good Time
<input checked="" type="checkbox"/> Staff Conduct	<input type="checkbox"/> Dietary	<input type="checkbox"/> Medical Treatment
<input type="checkbox"/> Transfer Denial by Facility	<input type="checkbox"/> Transfer Denial by Transfer Coordinator	<input type="checkbox"/> Disability
<input type="checkbox"/> Disciplinary Report: _____	<input type="checkbox"/> HIPAA	
Date of Report	Facility where issued	
<p><b>Note:</b> Protective Custody Denials may be grieved immediately via the local administration on the protective custody status notification.</p> <p><b>Complete:</b> Attach a copy of any pertinent document (such as a Disciplinary Report, Shakedown Record, etc.) and send to:  <b>Counselor</b>, unless the issue involves discipline, is deemed an emergency, or is subject to direct review by the Administrative Review Board.  <b>Grievance Officer</b>, only if the issue involves discipline at the present facility or issue not resolved by Counselor.  <b>Chief Administrative Officer</b>, only if <b>EMERGENCY</b> grievance.  <b>Administrative Review Board</b>, only if the issue involves transfer denial by the Transfer Coordinator, protective custody, involuntary administration of psychotropic drugs, issues from another facility except personal property issues, or issues not resolved by the Chief Administrative Officer.</p>		
<p><b>Brief Summary of Grievance:</b> <u>ON october at I Thomas whitehead ask James Cunningham for trust fund account balance for my Civil procedures. Time after time, i've explain to L.T. Gish that I have a court dead line that I haft to meet. L.T. Gish Called the Business administrator as well as Janice to make them aware of my dead line. ALSO MR. Cunningham had have Court documents forward to him showing that I do have Court procedures going forth in the northern U.S. District. Im confine physically and all I can do</u></p>		
<p><b>Relief Requested:</b> <u>I ask MR James Cunningham send a letter to the Courts of his actions. I whould like a account sheet with official signature.</u></p>		
<input type="checkbox"/> Check only if this is an <b>EMERGENCY</b> grievance due to a substantial risk of imminent personal injury or other serious or irreparable harm to self.		
<u>Thomas Whitehead</u> Offender's Signature		<u>B07870</u> ID#
		<u>10, 29, 09</u> Date

(Continue on reverse side if necessary)

<b>Counselor's Response (if applicable)</b>	
Date Received: <u>11.2.09</u>	<input type="checkbox"/> Send directly to Grievance Officer <input type="checkbox"/> Outside jurisdiction of this facility. Send to Administrative Review Board, P.O. Box 19277, Springfield, IL 62794-9277
Response: <u>You have already grieved this issue.</u>	
<u>R. Flex</u> Print Counselor's Name	
<u>R. J</u> Counselor's Signature	
<u>12.4.09</u> Date of Response	

<b>EMERGENCY REVIEW</b>	
Date Received: _____	Is this determined to be of an emergency nature? <input type="checkbox"/> Yes; expedite emergency grievance <input type="checkbox"/> No; an emergency is not substantiated. Offender should submit this grievance in the normal manner.
_____ Chief Administrative Officer's Signature	
_____ Date	

When the Court ask me to obtain a six month trans action sheet I's submit my Request and Court documents to the Business administrator James Cunningham. With MR Cunningham stagnation, delay tactics have hindered my Civil procedures. I believe I have been discriminated against for seeking Civil actions in these Cases # 09-C-3343 DR Zhang vs Thomas Whitehead and Case # 09-C-3991 Thomas Whitehead vs Jane doe, BKA. Stephennie hoves. In statement from northern District of Illinois, United States District Court state as follow, we note that whitehead has filed an Application to proceed in forma pauperis, we Note that whitehead has filed the application to proceed without payment of fees and Affidavit pre-payment application, pursuant to 28 U.S.C. 1915 A PRISONER seeking to bring Civil action or appeal a Judgement in a Civil action or proceeding without payment of fees or security I# shall submit a Certified Copy of the trust fund account statement or institutional equivalent for the prisoner for the six month period immediately preceding the filing of the Complaint or notice of appeal. 28 U.S.C. 1915 whitehead did not include a Certified Copy of his PRISON trust fund account. Whitehead submission of PRISON trust fund account statements # failed to include a certification by PRISON officials as Required under 28 U.S.C. 1915. We warned Whitehead that if he failed to either file a accurately and properly in form application form by September 9, 09 Case will be dismiss. And the same for these Cases as well 09-C-5793 and 09-C-5948 which I submitted Ledger, Court documents. where at the bottom of Ledger clearly states you must send a copy of your trust fund Ledger pursuant to this order. failure to do so will only prevent the processing of your documents per Administrative Order 84-19. In doing so I believe this is and was a tactic to get my Civil suits thraun out of Court - this was a plot from the begening on MR James Cunningham the Business administrator behalf. A's well you kept my Court documents and Refuse my many Request - This is and was a plotful way to violate my Civil procedure. If Amend ment DUE process

ILLINOIS DEPARTMENT OF CORRECTIONS  
OFFENDER'S GRIEVANCE

Date: <u>Nov 2, 09</u>	Offender: (Please Print) <u>Thomas Whitehead</u>	ID#: <u>B07870</u>
Present Facility: <u>PONTIAC</u>	Facility where grievance issue occurred: <u>PONTIAC</u>	

**NATURE OF GRIEVANCE:**

<input type="checkbox"/> Personal Property	<input checked="" type="checkbox"/> Mail Handling	<input type="checkbox"/> Restoration of Good Time	<input type="checkbox"/> Disability
<input checked="" type="checkbox"/> Staff Conduct	<input type="checkbox"/> Dietary	<input type="checkbox"/> Medical Treatment	<input type="checkbox"/> HIPAA
<input type="checkbox"/> Transfer Denial by Facility	<input type="checkbox"/> Transfer Denial by Transfer Coordinator	<input type="checkbox"/> Other (specify): <u>government MAIL.</u>	

Disciplinary Report \_\_\_\_\_  
Date of Report \_\_\_\_\_ Facility where issued \_\_\_\_\_

**Note:** Protective Custody Denials may be grieved immediately via the local administration on the protective custody status notification.

**Complete:** Attach a copy of any pertinent document (such as a Disciplinary Report, Shakedown Record, etc.) and send to:  
**Counselor**, unless the issue involves discipline, is deemed an emergency, or is subject to direct review by the Administrative Review Board.  
**Grievance Officer**, only if the issue involves discipline at the present facility or issue not resolved by Counselor.  
**Chief Administrative Officer**, only if EMERGENCY grievance.  
**Administrative Review Board**, only if the issue involves transfer denial by the Transfer Coordinator, protective custody, involuntary administration of psychotropic drugs, issues from another facility except personal property issues, or issues not resolved by the Chief Administrative Officer.

**Brief Summary of Grievance:** ON NOV 1, I inmate whitehead sent mail to Teri Anderson in Springfield, as well other mails. ON Nov 2, 09 C.O. Weis was working 3:00 to 11:00 shift. I ask C.O. Weis did he have any yellow payment slips he stated he passed all the mail out. This is not my only problem with Margie Hobbs and the mail Room. my other issue with the mail Room is my legal mail from the U.S Courts be open and tape closed. I also sent mail out to U.S. president Barack Obama 1600 Pennsylvania, Washington DC. 20500. my mail was

**Relief Requested:** I want my pay sheets, that shows my mail went, I want my letter forwarded to the president, I want my mail to quit being hindered.

Check only if this is an EMERGENCY grievance due to a substantial risk of imminent personal injury or other serious or irreparable harm to self.

Thomas Whitehead B07870 11, 2, 09  
Offender's Signature ID# Date

(Continue on reverse side if necessary)

Date Received: <u>11, 3 09</u>	<b>Counselor's Response (if applicable)</b>	
Response: <u>IF the incoming legal mail is from Clerk of the Court, it can be opened by staff. Per Ms. Haab - mail room supervisor, she has not logged letter going out to</u>	<input type="checkbox"/> Send directly to Grievance Officer	<input type="checkbox"/> Outside jurisdiction of this facility. Send to Administrative Review Board, P.O. Box 19277, Springfield, IL 62794-0277
<u>R. Flex</u> Print Counselor's Name	<u>R. Flex</u> Counselor's Signature	<u>12/4/09</u> Date of Response

<b>EMERGENCY REVIEW</b>	
Date Received: _____	Is this determined to be of an emergency nature? <input type="checkbox"/> Yes; expedite emergency grievance
	<input type="checkbox"/> No; an emergency is not substantiated. Offender should submit this grievance in the normal manner.
Chief Administrative Officer's Signature _____	Date _____

First of legal mail that was sealed closed. I  
ASK Margie Habbs where my payment sheet. MRS  
Habbs stated that I'm a Level "E" and that MAJOR  
Kinney has it. The mail to the president was  
sent out 10-4-09 Today is Nov 2, 09 ALSO there  
no threats, or anything else, of danger or harm.  
If there were, I be ship by now. This is discrimination  
official conduct on the behalf of major Kinney and  
Margie as well as the mail room. This is a tactic  
to obstruct my views, my voice, which is freedom of  
speech. I'm pist off already do to stateville, practice  
playing with my health, my life, and the shady acts  
of criminal activity of I.D.O.C. officials. I'm  
tired of the doctors stating I will get medical  
attention for my syndrome that I've been suffer  
ing from since last year 11-17-08. And now you want  
to use because I'm A Level E that you want to read  
my mail and not scan it to see if there are any  
dangerous contents in it. What mail you've heard  
take four weeks to read. These many issues are  
transparent and anyone can see through it.



ILLINOIS DEPARTMENT OF CORRECTIONS  
OFFENDER'S GRIEVANCE

Date: <u>Nov, 16, 09</u>	Offender: <u>Thomas Whitehead</u> <small>(Please Print)</small>	ID#: <u>B07870</u>
Present Facility: <u>PONTIAC</u>	Facility where grievance issue occurred: <u>PONTIAC</u>	
<b>NATURE OF GRIEVANCE:</b>		
<input type="checkbox"/> Personal Property	<input type="checkbox"/> Mail Handling	<input type="checkbox"/> Restoration of Good Time
<input checked="" type="checkbox"/> Staff Conduct	<input type="checkbox"/> Dietary	<input type="checkbox"/> Medical Treatment
<input type="checkbox"/> Transfer Denial by Facility	<input type="checkbox"/> Transfer Denial by Transfer Coordinator	<input type="checkbox"/> Disability
<input type="checkbox"/> Disciplinary Report: _____	<input type="checkbox"/> HIPAA	
<small>Date of Report</small>	<small>Facility where issued</small>	
<small>Note: Protective Custody Denials may be grieved immediately via the local administration on the protective custody status notification.</small>		
<b>Complete: Attach a copy of any pertinent document (such as a Disciplinary Report, Shakedown Record, etc.) and send to:</b>		
<small>Counselor, unless the issue involves discipline, is deemed an emergency, or is subject to direct review by the Administrative Review Board.</small>		
<small>Grievance Officer, only if the issue involves discipline at the present facility or issue not resolved by Counselor.</small>		
<small>Chief Administrative Officer, only if EMERGENCY grievance.</small>		
<small>Administrative Review Board, only if the issue involves transfer denial by the Transfer Coordinator, protective custody, involuntary administration of psychotropic drugs, issues from another facility except personal property issues, or issues not resolved by the Chief Administrative Officer.</small>		
Brief Summary of Grievance: <u>In the many times IVE seek to get help and answers from Counselor Flex, Regarding my school grades that I'm trying to get As well ive written grievances and flex Re fused to put his reply, and forward back my grievances. Therefore im forwarding this grievance to Counselor hastling. So Now Counselor Hastlings I'm asking of your assistance that you send the grades that ive gotten each time I was in mandatory school. while doing time for the last twenty years in and out of I.D.O.C. system.</u>		
Relief Requested: <u>I whould like my grades, a printout of my testing Results and my passing grades if any. And I whould like a Reply on my grievances.</u>		
<input type="checkbox"/> Check only if this is an EMERGENCY grievance due to a substantial risk of imminent personal injury or other serious or irreparable harm to self.		
<u>Thomas Whitehead</u> <small>Offender's Signature</small>	<u>B07870</u> <small>ID#</small>	<u>11/11/09</u> <small>Date</small>
<small>(Continue on reverse side if necessary)</small>		

<b>Counselor's Response (if applicable)</b>		
Date Received: <u>11.12.09</u>	<input type="checkbox"/> Send directly to Grievance Officer	<input type="checkbox"/> Outside jurisdiction of this facility. Send to Administrative Review Board, P.O. Box 19277, Springfield, IL 62794-9277
Response: <u>On 9.23.09, I sent your your 2004 TABE scores. I have enclosed copy of that note. Any <del>on</del> further correspondence will not be answered by me</u>		
<u>R. Flex</u> <small>Print Counselor's Name</small>	<u>R. Flex</u> <small>Counselor's Signature</small>	<u>11.12.09</u> <small>Date of Response</small>

<b>EMERGENCY REVIEW</b>		
Date Received: _____	Is this determined to be of an emergency nature?	<input type="checkbox"/> Yes; expedite emergency grievance
<input type="checkbox"/> No; an emergency is not substantiated. Offender should submit this grievance in the normal manner.		
Chief Administrative Officer's Signature _____		Date _____

United States District Court, D Massachusetts  
Michael Kane plaintiff  
v.

David L Winn, Warden F. M.C. Devens  
Defendant

NO. CIV. 03 4116 WGY

BACK GROUND: FEDERAL PRISONER FILED A PETITION FOR HABEAS CORPUS RELIEF ALLEGING THAT PRISON STAFF IMPROPERLY DENIED HIM PROPER MEDICAL CARE "IN VIOLATIONS OF "BUREAU OF PRISONS" REGULATIONS AND THE UNITED STATES CONSTITUTION. #1. ALTHOUGH HABEAS WAS NOT THE PROPER FORM OF ACTION FOR FED PRISONERS CLAIMS CHALLENGING ADEQUACY OF MEDICAL CARE. COURT SHOULD NOT DISMISS PRISONERS CLAIMS. PRISONER EXHAUSTED ADMINISTRATIVE REMEDIES FOR ANY CLAIMS BASED ON CONDUCT OR INACTION REGARDING HIS REQUEST FOR COMBINATION THERAPY OCCURRING BEFORE DENIAL OF HIS FILED GRIEVANCE BUT DID NOT EXHAUST ADMINISTRATIVE REMEDIES WITH REGARD TO ANY ACTIONS OR INACTION BY THE WARDEN OR THE "BOP" AFTER THAT DATE. AND AS OF THE DATE WHEN FEDERAL PRISONER EXHAUSTED HIS ADMINISTRATIVE REMEDIES, PRISONER MEDICAL TREATMENT FOR CHRONIC HEPATITIS C COMPLIED WITH BUREAU OF PRISONERS REGULATIONS. AS OF THE DATE WHEN FEDERAL PRISONER EXHAUSTED HIS ADMINISTRATIVE REMEDIES PRISONERS MEDICAL TREATMENT FOR CHRONIC HEPATITIS C COMPLIED WITH BOP REGULATIONS. PRISONER DID NOT FALL INTO THE CATEGORY OF PATIENTS FOR WHOM COMBINATION THERAPY WAS RECOMMENDED AS OF THAT DATE. "NATURE MONITORING, AND TREATMENT OF CHRONIC HEPATITIS C. A UNDERSTANDING OF CHRONIC HEP C IS NECESSARY TO AN EVALUATION OF KANES CLAIM HCV IS AN RNA VIRUS, TRANSMITTED PRIMARILY THROUGH THE "BLOOD" AND WHICH ATTACKS THE LIVER. NATIONAL INSTITUTES HEALTH CONSENSUS DEPARTMENT CONFERENCE STATEMENT MANAGEMENT OF HEP C. IT IS DIFFICULT FOR THE BODY'S IMMUNE SYSTEM TO ERADICATE. IT RESIDES IN LIVER CELLS "HEPATOCTES" WHERE REPLICATES AND CAUSES CELL DEATH. "NECROSIS" INFECTION BECOMES CHRONIC IF IT PERSISTS FOR AT LEAST SIX MONTHS NIH STATEMENT. SUPRA THE COURT CAN INFER FROM THE RECORD THAT KANES HEP B IS IN FACT CHRONIC. STILL FOR THE MAJORITY OF PATIENTS THE LONG TERM PROGRESS RELATIVELY BENIGN MORTALITY OVER 10 TO 20 YEARS AMONG PATIENTS WITH TRANSFUSION ASSOCIATED CHRONIC HEP C HAS BEEN SHOWN NOT TO DIFFER FROM MORTALITY IN A MATCHED POPULATION OF TRANSFUSED PATIENTS IN WHOM HEP C DID NOT DEVELOP.

Classification

Classification of chronic hep is based upon, "Its cause," #2  
Its histologic activity OR grade AND #3 Its progression OR stage,  
The available classification by cause include Chronic viral hep. cause by Hep B. Hep B  
Hep C OR potentially other unknown viruses Auto Immune Hep including sub

A Monitoring of Chronic Hep C.

Categories. Types 1, 2, and 3 Based on serologic distinctions drug associated chronic Hep.  
The available scoring system the most popular is the numerical histological activity index  
AIJ Based on the work of Knodell and Ishak, although the HAI primary measure grade. It  
also include assessment of fibrosis, which is currently used to "categorize stage of  
disease. These four features were available," scoring system. Classification by stage  
reflects the level of progression of the disease" and "is based on the degree of fibrosis,

when fibrosis is so extensive that fibrous septa surround the parenchymal nodules and  
alter the normal architecture of the liver lobule the histologic lesion is define as  
irrhosis. In Kane September 5-02 Liver biopsy, Biopsy report of 9-5-02 interface hep or  
A piecemeal necrosis) is item B bridging necrosis is item D focal necrosis is

item C, and portal inflammation in item A: 0 = fibrosis, #1 = mild fibrosis, #2 moderate  
fibrosis, #3 severe fibrosis, including bridging fibrosis, #4 cirrhosis. There are  
several means for determining grade and stage of Hep C. A physician can obtain "the most  
complete picture from a biopsy which allows for direct measurement of fibrosis (to

determine stage) and of necrosis and inflammation "to determine grade" and of necrosis.  
and gives information of the possible contributions of iron, steatosis, and concurrent  
choleliver disease to the progression toward cirrhosis, see chronic Hep" NIH statement  
UPRA The appropriate interval between biopsies is yet to be determined. NIH statement  
top guide lines suggest an interval of one to five years for patients with minimal

fibrosis and marked hepatocellular inflammation and necrosis. Federal Bureau of  
Investigation clinical practice guidelines for the prevention and treatment of viral  
hepatitis Feb 2003. A second series of tools measures the levels of HCV in the body"

providing a qualitative or quantitative measure of levels of antibodies against the virus.  
The enzyme immunoassay [EIA] for example is a reproducible inexpensive  
method the FDA approved means diagnosing "HCV" infection suitable for screening

at risk populations and recommend at the initial test for patients with clinical  
liver disease. High levels of HCV load indicate infection. But say little about  
how likely the disease is to progress or about how far it has progressed.

THE NATURE OF KANE'S CASE

The court begins with the claim that the

warden has violated "BOP Regulations with the BOP acquiescence. There is surprisingly little case law on whether and to what extent fed prisoners is obtain relief in a judicial forum for violations of BOP regulations. In this case anyway proceeding as if Kane had correctly plead his action is the better course first the court has already had this case for over a year and the added value, if permitted amendment of pleadings and additional filings would justify further delay. Second the primary dispositive task in this case involves analysis of facts already submitted around two issues that would be essentially identical whether the case were treated as a habeas case or a civil rights case, exhaustion of administrative remedies a legal adequacy of the medical treatment "Kane" is receiving. The court cannot think of a single important argument that the warden would have raised, had he known he was defending against a Givens action rather than a habeas petition. Fourth the only party who would potentially be prejudiced by the court failure to take the amendment route is the warden, but as it happens the court's decision runs in his favor anyway. In reading in the text of the denials of Kane's appeals, up to and including the last denial in Sept 20, 01, the court finds that the reviewing actions taken since the filing of the May 29, 2001 grievance, and that they did so. The court therefore holds that Kane has exhausted administrative remedies for any claims based on conduct or inaction regarding his request for combination therapy occurring before Sept 20, 2001. The rationale behind exhaustion requirements is to give the relevant decisionmaker an opportunity to correct any errors or legal wrongs committed therapy occurring before Sept 20, 2001. The rationale behind exhaustion and the BOP had the opportunity to do that for any relevant grievances that Kane had as of Sept 20, 2001. Kane has not exhausted administrative remedies with regard to any actions or inaction by the warden or the BOP after that date however. He has not even sought administrative review. Kane's argues that he need not exhaust administrative remedies, because grave harm is threatened, and invocation of administrative remedies would be futile.