

DECLARATION OF JAMES H. DILLINGHAM, III

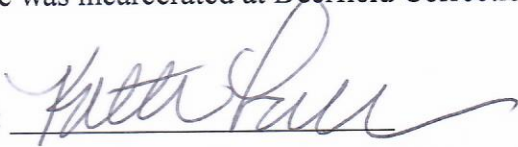
I, James H. Dillingham, III, make the following declaration based on my personal knowledge and declare under the penalty of perjury that the following is true and correct to the best of my knowledge and belief

1. My name is James H. Dillingham, III. I am 52 years old, and competent to give testimony. I am currently incarcerated at Deerfield Correctional Center. My Offender ID number is 1410474.
2. I have been at Deerfield since 2014. I reside in a dormitory style unit; with bunk beds, approximately 3 – 4 feet apart. It is not possible to stay 6 feet from each other. This is a geriatric unit; all of us are over 50 years old.
3. I have a history of cardiac and respiratory health issues. Cardiac and/or respiratory syncope events are increasing in frequency. I have been prescribed nitroglycerin and a heart monitor; however I still have not received the heart monitor. On or about early July I was told I would be scheduled for a surgically implanted heart monitor by the end of the week. Now I am being told it will be scheduled over the next few months.
4. I suffer from various digestive diseases, including diverticular disease, duodenitis disease, and gastroesophageal reflux disease.
5. My liver has a lobular contour suggesting cirrhosis. I have osteoarthritis in my neck, cervical and lumbar regions of my spine; it was been described as gross abnormalities.
6. I have applied for a COVID conditional pardon. The chief physician at Deerfield has told me that they will not release anyone early due to medical concerns. He stated “we aren’t letting anyone go”.
7. COVID information was posted on the walls, but it not updated; most of my knowledge of COVID comes from outside, including family members, and information they provide to me from internet searches. I have attempted to educate my fellow inmates by posting information on my personal white board, which was confiscated because of that.
8. I was tested for COVID on April 22, 2020. I received a negative result approximately 2 - 3 weeks later.
9. My housing has not changed due to COVID. I know some have tested positive for COVID; I think about 80 tested positive in April and I believe about 20 or more after that. They were moved from my building but I do not know to where.

10. I have experienced some possible covid symptoms, including upper respiratory symptoms and a fever. I filed a grievance because I was not allowed to go to medical. As a result, a nurse was sent to me, who told me I had a low grade fever and allergies. I was given Benadryl and Sudafed. I saw a doctor who continues to treat me for what has been deemed allergies.
11. I am allowed to shower/bathe anytime up to 11pm each day. I am given one small size soap every 3 – 4 days.
12. I have been told there are over 100 people being housed in the gymnasium which is attached to the main administrative building. Some say there are 200 men. They are sleeping on cots on the gym floor. Anyone who goes out for any reason from the dormitories is housed in the gymnasium for two weeks. I am told that persons going in or out are not always being COVID tested before they are put back into the dormitory; or before they are sent out. There is no quarantining and no social distancing.
13. Common items are cleaned by inmates about four times daily. I am not sure what is being used to clean, some sort of pink chemicals that are watered down.
14. I am provided with cleaning products for my housing area, but I do not know what the products are; the same as what is used for the common items.
15. I have two cloth masks. Today, just before my phone call with Kathleen Larkin, I was given two disposable masks. I wear a mask except when sleeping, eating or drinking.
16. I have access to clean clothing every day.
17. Recently I have been given two sheets and one pillow case each week. Bedding was not being laundered twice weekly until after my phone conversation with Kathleen Larkin on June 22, 2020. Now it is being laundered twice weekly.
18. Correctional staff wear face masks but remove them to talk in the pod; they do not wear masks in the booth. Nurses are not wearing masks.
19. Correctional staff move from building to building at the facility and some have been transferred to Sussex.
20. On or about June 2020, approximately twenty individuals were moved out of my building. I do not know but I think they were sent to St. Brides.
21. I am very concerned about my health and the lack of medical attention I am receiving. The inability to social distance is a major concern. I have seen nobody released pursuant

to the COVID Early Release Plan and I do not believe Deerfield is following the early release plan. I have been told that they do not intend to release anyone early.

I, Kathleen Larkin, reviewed this agreement with James H. Dillingham, III, and received his verbal assent to all of its terms on July 22, 2020 at approximately 3:30pm via telephone call while he was incarcerated at Deerfield Correctional Facility.

Signed: 

Date: 7/22/20