

U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF PRISONS
Washington, D.C. 20534-0001

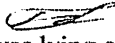


A F F I D A V I T

I, Tyler Oeltjenburns, make this statement:

1. I understand that this is an official investigation and that I am required to cooperate fully and truthfully by providing all pertinent information which I may have.
2. I understand that disciplinary action, including dismissal, may be undertaken if I refuse to answer or fail to reply fully and truthfully to each question.
3. I understand that the subject matter of this interview and any information exchanged with the investigator is confidential and may not be discussed with others.
4. That I do not have a recording device on my person or in my effects. I also understand that this interview is not being recorded by the Office of Internal Affairs or the investigator.
5. I am not under the influence of any prescribed or non-prescribed medication, illicit drug, or alcohol that would affect my ability to answer questions completely and truthfully during this interview.
6. I am a member of the bargaining unit. I do not request a union representative.
7. I am currently employed at FCI Waseca, as a GL-07, Senior Officer. I began my employment with the Federal Bureau of Prisons on September 14, 2008, at FCI Herlong, California.
8. On July 29, 2015, I was assigned to USP SHU number 3 from 6:15 a.m. - 2:15 p.m.
9. I observed inmate Sullivan turn in an aggressive manner and elbow Officer Luna in the facial area after he slipped his restraints.
10. I believe he was restrained from the back.
11. While assisting inmate Sullivan to the ground, inmate had slipped his restraints. I cannot recall if I personally restrained inmate Sullivan.
12. I did not observe any staff member punch inmate Sullivan while he was lying on the ground restrained.

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Affidavit (continued): XXXXXX

13. I did not observe any staff member twist inmate Sullivan's wrist while he was lying on the ground restrained. 
14. At no time did I observe Lieutenant Williams or any other staff members punch inmate Sullivan while he was in the observation cell. 
15. At no time did I twist the wrist of inmate Sullivan or punch inmate Sullivan. 
16. I do not have any additional information regarding this investigation.

//////////////////// END OF STATEMENT //////////////////////

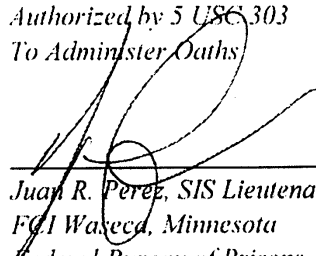
Oath

I declare under the penalty of perjury that the foregoing statement consisting of 2 pages is true and accurate to the best of my knowledge and belief.


Tyler Oeltjenburns (AFFIANT)

Subscribed and sworn to before me this 18th day of March 2016

*Authorized by 5 USC 303
To Administer Oaths*


Juan R. Perez, SIS Lieutenant
FBI Waseca, Minnesota
Federal Bureau of Prisons

Sensitive But Unclassified

APR 15

U.S. DEPARTMENT OF JUSTICE

**WARNING AND ASSURANCE TO EMPLOYEE
REQUIRED TO PROVIDE INFORMATION****FEDERAL BUREAU OF PRISONS**

This is an official administrative inquiry regarding misconduct or improper performance of official duties.

This inquiry pertains to: Physical Abuse of Inmates

The purpose of this interview is to obtain information which will assist in the determination of whether administrative action is warranted.

You are going to be asked a number of specific questions regarding the performance of your official duties.

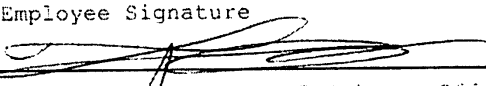
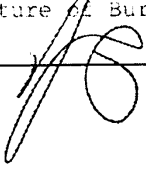
You have a duty to reply to these questions and agency disciplinary action, including dismissal, may be undertaken if you refuse or fail to reply fully and truthfully.

Neither your answers nor any information or evidence gained by reason of your answers can be used against you in any criminal proceeding, except that if you knowingly and willfully provide false statements or information in your answers, you may be criminally prosecuted for that action. The answers you furnish and any information or evidence resulting therefrom may be used in the course of agency disciplinary proceedings which could result in disciplinary action, including dismissal.

If you are a member of the bargaining unit and you believe your rights are being threatened, you may request the presence of a representative. If you desire a representative, no further questioning will take place until your representative is present. However, if your representative is not available within a reasonable period of time, questioning may proceed without a representative being present.

ACKNOWLEDGMENT

I have read and understand my rights and obligations set forth above:

Employee Signature 	Date 3/18/16
Signature of Bureau of Prisons Official Conducting Inquiry 	Date 3/18/2016



U.S. Department of Justice
Federal Bureau of Prisons

Federal Correctional Complex
Victorville, California


FCC Victorville, California

MEMORANDUM FOR OIA Case No. 2016-00353
FROM: Charles Alvarez, Special Investigative Agent,
FCC Florence
SUBJECT: MEMORANDUM OF INTERVIEW

INTERVIEWEE: Cyrus Sullivan
INMATE NUMBER: 74918-065
ADDRESS: Victorville, USP
DATE OF INTERVIEW: April 7, 2016
TIME OF INTERVIEW: 8:45 A.M.
LOCATION: Victorville, USP SHU
OTHERS PRESENT: None

On April 7, 2016, inmate Cyrus Sullivan, Reg. No. 74918-065, was interviewed by Special Investigative Agent Charles Alvarez regarding this investigation. Inmate Sullivan stated, "Yes I do recall the events that took place on July 29, 2015, it all started out with me having flex pens in the Shu which I didn't know were not allowed in the Shu. The Officer took them from my cell and I got angry. I do remember throwing an elbow at Officer Luna and striking him in the chest then next thing you know it am on the floor which I knew was going too happened. But Officer Luna twisting my wrist and Lt. Williams punching me in the Observation cell was uncalled for." Inmate Sullivan stated that he had nothing further to state.

//////////////////////END OF STATEMENT//////////////////////

Witnessed by: C. Alvarez, SIA /  Date: 4-7-16
Staff Members Name, Title / Signature

SENSITIVE BUT UNCLASSIFIED (SBU)

BOP0760

U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF PRISONS
FEDERAL CORRECTIONAL COMPLEX
Victorville, CA, 92394

AFFIDAVIT

I, Brigitte Wolverton, Physician Assistant, at the Federal Correctional Complex, Victorville, CA, do hereby make this statement freely without any promises or assurances:

1. I understand this is an official investigation and I am required to cooperate fully by providing all pertinent information. I understand that I have a duty to reply to questions in this investigation, and the agency may take disciplinary action, including dismissal, if I refuse to answer or fail to reply fully and truthfully to each question.
2. I have not taken any medication nor have I consumed any alcoholic beverages nor any illegal drugs prior to being interviewed that would interfere with my ability to answer questions in this investigation.
3. I do not have any recording devices on my person or in my effects and I understand that this interview is not being recorded by the investigator.
4. I began my employment in the Bureau of Prisons April 17, 2007.
5. I am currently a Physician Assistant here at the Federal Correctional Complex, Victorville, CA .
6. I was assigned to the USP on July 29, 2015 from the hours of 06:00 a.m. to 04:30 p.m.
7. Yes, I do recall the incident that took place July 29, 2015 in Special Housing Unit. I remember getting a call to report to SHU because they just had an immediate Use of Force and that they needed a medical assessment done on

Sensitive But Unclassified

Date: March 21, 2016

Page 1 of 2

the inmate and on the staff involved. I was the one that conducted the medical assessment on inmate Cyrus Sullivan #74918-085. He did have a minor laceration on his scalp and minor abrasions on his back, neck, face and behind both ears. I do remember the Lieutenant loosening up the restraints because the inmate was complying that they were on to tight. I also cleaned up the dried blood that was on his scalp with hydrogen peroxide.

8. I never seen any staff members twist inmate Sullivan's wrist nor did I see any staff members punch inmate Sullivan.
9. I have read this affidavit thoroughly and I have been given the opportunity to make changes, corrections and additions.
10. I have no further information I can provide relative to this investigation at this time.
11. I have fully cooperated with this investigation and I do not know of, or have any additional information that I have not already mentioned concerning this case. I understand I am not to discuss anything about this interview or any other information concerning this case, with anyone other than a Special Investigative Supervisor/Agent (SIS/SIA).

////////////////////// END OF STATEMENT ////////////////////////

Sensitive But Unclassified

Date: March 21, 2016

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20150729 Sullivan,Cyrus74918065 StaffAssault_Immediate use of force

From Tyler Oeltjenbruns

To Scott Williams

Date 2015/07/29 17:06

Subject: 20150729 Sullivan,Cyrus74918065 StaffAssault_Immediate use of force

Attachments: TEXT.htm, 20150729 Sullivan,Cyrus74918065 StaffAssault_Immediate use of force.docx

Tyler (Big O) Oeltjenbruns
Senior Officer
FCC Victorville

Properties	
Property	Value
MessageID	55B8DDC8.VIMDOM1.vimadm1.100.1737677.1.5 4FC.1
Message Path	xml/Mailbox/55B8DDC8.VIMDOM1.vimadm1.100.1737677.1.54FC.1.xml
From	Tyler Oeltjenbruns
Display Name	Tyler Oeltjenbruns
Email	toeltjenbruns@bop.gov
UUID	05E7CC80-0C0F-0000-8DE7-AF289D9CDB50
Reply To	toeltjenbruns@bop.gov
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To	Scott Williams
Subject	20150729 Sullivan,Cyrus74918065 StaffAssault_ Immediate use of force
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Modified date	2015-08-06 09:24:02
Delivered date	2015-07-29 17:06:00
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Total size	80647
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Recipients	1
Recipient	Scott Williams
Display Name	Scott Williams
Email	s10williams@bop.gov
UUID	E9BD8D00-10EC-0000-9887-2A000800EA00
Distribution Type	TO
Recipient Type	User
Delivered	2015-07-29 17:06:00
Opened	2015-07-29 17:06:09
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Deleted	false
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Completed	false
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Class Name	GW.MESSAGE.MAIL
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Name	Mailbox
Type	Mailbox
System	true
Share Type	NotShared

Mail Attachment

20150729 Sullivan,Cyrus74918065 StaffAssault_Immediate use of force.docx



U.S. Department of Justice
Federal Bureau of Prisons
United States Penitentiary

Victorville, California 92301

July 29, 2015

MEMORANDUM FOR S. Williams, SPECIAL HOUSING UNIT LIEUTENANT

FROM: T. Oeltjenbruns, Senior Officer

SUBJECT: Staff Assault/Immediate Use Of force

On July 29, 2015 while conducting a cell search of Cell 260 on F-range, in the special housing unit inmate Sullivan, Cyrus Reg. No. #74918-065 was being placed back into his cell. He was given a direct order to go back into his cell, that is when he turned in an aggressive manner and struck the escorting officer's facial region with his elbow, I assisted in placing the inmate on to the ground with the proper force necessary, and gave him multiple direct orders to give me his other hand because he had slipped his cuffs. I was finally able to apply the hand restraints. I then escorted the inmate with another officer to the Observation Cell 1 where I helped apply progressive restraints. I received injuries to my right knee and my right elbow during the incident and I have no loss of equipment.

BOP0797