

COPY

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

2004 AUG -8 PM 12:00

TYRONE GIBSON, next friend and)
Uncle of SAVION RICHARDSON, a)
Minor, son and next of kin of the)
deceased, Estelle Richardson,)

JIMMY T. BECK, JR., as next friend)
and father of SAVIYANCE BECK, a)
minor, daughter and next of kin of the)
deceased, Estelle Richardson,)

Plaintiffs,)

vs.)

CORRECTIONS CORPORATION)
OF AMERICA, a Maryland Corporation)
With its principal place of business in)
Davidson County, Tennessee)

JOSHUA D. SCHOCKMAN; KEITH ANDRE)
HENDRICKS; WILLIAM WOOD; and)
JEREMY NEESE;)

JOHN DOES #1-#4, supervisory)
Personnel of Defendant Corrections)
Corporation of America,)

Defendants.)

No. 3-04-0661
JUDGE CAMPBELL
JUDGE KNOWLES

FIRST AMENDED COMPLAINT

Plaintiffs would show unto this Honorable Court the following:

I. JURISDICTION

1. Federal jurisdiction in this case is predicated on Title 28 U.S.C. §§ 1331 and 1343, *et seq.*, in that this is a case brought under the authority of the Civil Rights Act of 1871, Title 42 U.S.C. § 1983 and the Fourth and Fourteenth Amendments to the United States Constitution.

2. Jurisdiction is further predicated on complete diversity of citizenship pursuant to 28 U.S.C. § 1332 as the Plaintiffs and beneficiaries are residents of the states of Florida and Michigan and all individual Defendants are residents of Tennessee with Corporate Defendant being chartered in the State of Maryland with its headquarters at 10 Burton Hills Boulevard, Nashville, Tennessee.

3. Jurisdiction over state-law claims is asserted as supplemental jurisdiction pursuant to 28 U.S.C. § 1367.

4. The matter in controversy exceeds, exclusive of interest and costs, the sum specified by Title 28 U.S.C. § 1332.

II. NATURE OF THE CASE

5. Plaintiffs' federal claims under 42 U.S.C. § 1983 arise out of the wrongful death of their mother, Estelle Richardson, as the result of the deprivation of her civil rights under color of law guaranteed under the Fourth and Fourteenth Amendments to the U.S. Constitution as a result of the use of excessive force and deliberate indifference to her rights as a pretrial detainee to be incarcerated in a safe and secure jail facility. Plaintiffs' state claims are for assault and battery, infliction of mental distress, negligence, gross negligence, and reckless misconduct which were a proximate cause of this mother's wrongful death.

III. THE PARTIES

A. PLAINTIFFS' DECEDENT, ESTELLE RICHARDSON

6. Estelle Richardson was a resident of Davidson County, Tennessee, at the time of her death. She resided at Blue Willow Court in Antioch, Tennessee, from November 2003 until her incarceration in Metro Detention Center commencing in March 2004 until her death on July 5, 2004. Ms. Richardson was a pre-trial detainee.

7. Estelle Richardson was a single woman, never having been married. Her closest survivors were her two minor children (Saviyance Beck, age 14 and Savion Richardson, age 6) on whose behalf this case is brought pursuant to Tennessee law, which recognizes the authority of a next friend (in this case brother and father) to sue on behalf of minor beneficiaries. *See e.g.*, TENN. R. CIV. P. 17.03 and *Kater v. Anderson, Dulin, Varnell Co.*, 9 Tenn. App. 396, 1929 WL 1583 at *4 (Tenn. Ct. App. 1929).

8. Plaintiffs aver that justice requires permitting suit by Plaintiffs as next friends in that:

- a. A probate proceeding to appoint Plaintiff Tyrone Gibson, the decedent's brother, as a co-administrator of the Estate of Estelle Richardson, is pending in Davidson County, Tennessee.
- b. The guardianship of the children (presently vested in Ms. Estella Buie of Lansing, Michigan) is under review by the probate court in Ingham County, Michigan¹ (wherein charges of abuse have been alleged against the present guardian — Ms. Estella Buie)²; and
- c. Other adverse facts which demonstrate that justice requires that Estella Buie not be permitted to sue on behalf of the minor Plaintiffs. Plaintiffs aver, upon information and belief, that Ms. Estella Buie received a cash payment (of several thousand dollars) from a Michigan lawyer or law firm. Ms. Buie's attorney, Geoffrey Fieger of Southfield, Michigan, has stated to Plaintiffs' counsel his

¹ Estella Buie is the great-grandmother of the minor children, the grandmother of Estelle Richardson, deceased, and the mother of Estelle Richardson by legal adoption. In May 2002, Ms. Buie was appointed legal guardian of the minor children.

² *See, Collective Exhibit A: Pro se Petition filed by Tyrone Gibson, July 21, 2004 and documents from Probate Court in Michigan.*

intention to intervene in this suit on behalf of Ms. Buie.

9. Estelle Richardson was the natural parent and mother of Saviyance Beck, a daughter, age 14, and Savion Richardson, a son, age 6. They resided with their mother in Davidson County until the time of her incarceration in March 2004. At the time of their mother's incarceration in March 2004, the two children were then turned over for temporary custody to their great-grandmother, Estella Buie, Lansing, Michigan. The family agreed it would be in the children's best interests to live with Nikeya Brown, Mrs. Buie's granddaughter in Lansing.

B. PLAINTIFF TYRONE GIBSON, NEXT FRIEND OF SAVION RICHARDSON

10. Tyrone Gibson is the brother and the only male sibling of the deceased. He is the uncle of both Saviyance Beck and Savion Richardson, the only children of the deceased.

11. He brings this action as next friend of Savion Richardson, for the use and benefit of Savion Richardson and for the use and benefit of Saviyance Beck. The Tennessee wrongful death statute, T.C.A. § 731-2-104, *et seq.*, provides that the two children as next of kin will share equally in the total proceeds.

12. Plaintiff Gibson, a resident of Clearwater, Florida, is applying to be named co-administrator of the estate of his sister, Estelle Richardson, as soon as his Petition can be heard by the Probate Court of Davidson County. It is expected to be heard in approximately two weeks. The other co-administrator petitioning the court is attorney Donald D. Zuccarello of the Nashville Bar.

C. PLAINTIFF JIMMY T. BECK, JR., NEXT FRIEND OF SAVIYANCE BECK

13. Plaintiff Jimmy T. Beck, Jr. is a citizen and resident of Michigan. He is the natural father of Saviyance Beck, is listed as such on the birth certificate, and has been

acknowledged to be so by the State of Michigan where she was born and he has made child support payments on her behalf.

14. Plaintiff Beck brings this action as next friend of Saviyance Beck for the use and benefit of Saviyance Beck and for the use and benefit of Savion Richardson. The Tennessee wrongful death statute, T.C.A. § 731-2-104, *et seq.*, provides that the two children as next of kin will share equally in the total proceeds.

D. DEFENDANT CORRECTIONS CORPORATION OF AMERICA

15. Corrections Corporation of America (hereinafter "CCA") is incorporated in Maryland with its headquarters and principal place of business in Davidson County at 10 Burton Hills Boulevard, Nashville.

16. CCA is one of the nation's largest private providers of jail, detention and corrections services to governmental agencies.

17. CCA was at all times relevant under contract with Davidson County Sheriff's Department to manage and operate The Metro Davidson County Detention Facility at 5115 Harding Place, Nashville. This is a medium security facility for female inmates, built to house eleven hundred inmates.

18. CCA was under contract with the Metropolitan Government of Nashville and Davidson County, to provide correctional services for jail inmates who were incarcerated at its privately owned Metro Davidson County Detention Facility located in Davidson County. CCA was performing a public function of administering correctional services for jail inmates on behalf of the Metropolitan Government. CCA was therefore a state-actor and acted under color of state law.

E. DEFENDANT JOSHUA D. SCHOCKMAN

19. Defendant Joshua D. Schockman is a resident of Nashville, Davidson County, Tennessee. Mr. Schockman may be served with process at 462 Knolls Place, Nashville, Tennessee, 37211-7409.

20. Defendant Joshua D. Schockman was at all relevant times a correctional officer of CCA and was acting within the course and scope of his employment as correctional officer at the CCA owned Metro Davidson County Detention Facility in Davidson County, Tennessee and was, therefore, acting under color of law. He was charged with the duty of guarding and keeping safe the decedent Richardson.

F. DEFENDANT KEITH ANDRE HENDRICKS

21. Defendant Keith Andre Hendricks is a resident of Nashville, Davidson County, Tennessee. Mr. Hendricks may be served with process at the 4200 block of Chesney Glen Drive, Hermitage, Tennessee, 37076.

22. Defendant Keith Andre Hendricks was at all relevant times a senior correctional officer of CCA and was acting within the course and scope of his employment as correctional officer at the CCA owned Metro Davidson County Detention Facility in Davidson County, Tennessee and was, therefore, acting under color of law. He was charged with the duty of guarding and keeping safe the decedent Richardson.

G. DEFENDANT WILLIAM WOOD

23. Defendant William Wood is a resident of Hendersonville, Sumner County, Tennessee. Mr. Wood may be served with process at 1037 Center Point Road, Hendersonville, Tennessee, 37075-2067.

24. Defendant William Wood was at all times relevant a security officer of CCA and was acting within the course and scope of his employment as correctional officer at the CCA owned Metro Davidson County Detention Facility in Davidson County, Tennessee and was, therefore, acting under color of law. He was charged with the duty of guarding and keeping safe the decedent Richardson.

H. DEFENDANT JEREMY NEESE

25. Defendant Jeremy Neese is a resident of Nashville, Davidson County, Tennessee. Mr. Neese may be served with process at 462 Knolls Place, Nashville, Tennessee, 37211-7409.

26. Defendant Jeremy Neese was at all times relevant a correctional officer of CCA and was acting within the course and scope of his employment as correctional officer at the CCA owned Metro Davidson County Detention Facility in Davidson County, Tennessee and was, therefore, acting under color of law. He was charged with the duty of guarding and keeping safe the decedent Richardson.

I. DEFENDANT JOHN DOES 1-4

27. Defendant John Does 1-4 were at all relevant times supervisors, agents, employees and authorized representatives of CCA and were acting within the course and scope of their employment as supervisory staff at the CCA owned Metro Davidson County Detention Facility and were, therefore, acting under color of law. They were charged with a duty to monitor and prevent beatings and other improper conduct by guards. They had the responsibility to supervise the safety of inmates and see that inmates were treated humanely.

IV. FACTS OF THIS CASE

28. Estelle Richardson was involved in an incident with the correctional or security officers (Joshua Schockman, Keith Hendricks, William Wood, and Jeremy Neese) while she was alone in her cell on Sunday morning, July 4, 2004. A savage beating was administered by the individual defendants which ultimately resulted in the death of Estelle Richardson.

29. An initial call for help came to the Metro 911 Center from the CCA jail facility at 5:37 a.m., Monday, July 5. A CCA supervisor reported that "a female inmate was on the floor and needed medical assistance."

30. Miss Richardson was found "unresponsive" in her cell at 6:00 a.m. She was immediately transported to Southern Hills Medical Center where she was pronounced dead.

31. The cause of death was "a skull fracture caused by blunt trauma, as well as various internal injuries." Miss Richardson's death was ruled a homicide by Dr. Bruce Levy, Davidson County Medical Examiner.

V. FEDERAL CLAIMS 42 U.S.C. § 1983

A. EXCESSIVE USE OF FORCE

32. The Defendants' vicious and unprovoked attack on decedent, Estelle Richardson, was a violation of Ms. Richardson's right to be free from excessive use of force as guaranteed by the Fourth Amendment to the United States Constitution. The acts and omissions of the individual Defendants, therefore, deprived Estelle Richardson of her civil rights under color of law.

33. The savage and cruel beating decedent, Estelle Richardson, was subjected to by the individual Defendants (Joshua Schockman, Keith Hendricks, William Wood,

and Jeremy Neese) clearly violated the laws of the United States in regards to the amount of force that custodial officers working for a private company acting under color of law can use, the parameters of which were or should have been sufficiently clear to the Defendants at the time of the incident. The individual Defendants are, therefore, not entitled to the defense of qualified immunity.

B. DELIBERATE INDIFFERENCE TO PRETRIAL DETAINEE HEALTH AND SAFETY

34. The acts and omissions of the individual Defendants were deliberately indifferent to the substantive due process rights of a pre-trial detainee guaranteed under the Fourteenth Amendment to a safe and secure prison environment. This deliberate indifference was a proximate cause of the injuries and death of Estelle Richardson.

C. CORPORATE LIABILITY UNDER FOURTEENTH AMENDMENT

35. Defendant CCA, by virtue of its deliberate indifference in training, supervising and discipline of its employees, including the John Doe Defendants, is liable under the Fourteenth Amendment for the deprivation of Estelle Richardson's Civil Rights under color of state law because said lack of training, supervision and discipline was the affirmative link or motivating force behind the conduct of the individual Defendants which resulted in the wrongful death of Estelle Richardson.

VI. STATE CLAIMS

A. INTENTIONAL TORTS

36. The Defendants committed an unlawful assault and battery upon decedent, Estelle Richardson, by their intentional, malicious, brutal, and unprovoked attack upon her in violation of the common laws of the State of Tennessee all of which directly and proximately led to her death. The acts were committed during the course

and scope of employment by the individual Defendants and constitute recklessness, malice and/or intentional misconduct supportive of punitive damages.

B. NEGLIGENT SUPERVISION, TRAINING AND DISCIPLINE

37. CCA's supervisory personnel failed to adequately train, supervise and discipline the Defendant guards named herein in regard to proper use of force in the course of custodial activities. Defendant John Does 1-4, and each of them, by their inadequate and insufficient training, supervision and discipline of the custodial guards named as Defendants (Joshua Schockman, Keith Hendricks, William Wood, and Jeremy Neese) herein, created an unreasonable risk of harm and danger to the public and to the decedent, Estelle Richardson. CCA's breach of these duties proximately caused Estelle Richardson's injuries and death.

C. VICARIOUS LIABILITY

38. In the event the acts and omission of individual Defendants committed during the course and scope of their employment were negligent, reckless, malicious or intentional, CCA is vicariously liable for damages arising out of the wrongful death of Estelle Richardson.

VII. DAMAGES

39. As a direct and proximate result of the deliberately indifferent and/or malicious, intentional, negligent and/or reckless actions of the Defendants (Joshua Schockman, Keith Hendricks, William Wood, Jeremy Neese, and John Does 1-4) decedent, Estelle Richardson, suffered severe and painful injuries, mental distress, lost enjoyment of life, death and funeral expenses.

40. Moreover, minor Plaintiffs have suffered and will continue to suffer loss of love, affection, companionship, family relationship, guidance and emotional support

as a result of the wrongful death of their mother, Estelle Richardson.

WHEREFORE, Plaintiffs pray for relief in the total amount of SIXTY MILLION DOLLARS (\$60,000,000) as follows:

- A. For compensatory damages in favor of Plaintiff Tyrone Gibson, next friend and uncle on behalf of Savion Richardson, a minor, against the Defendants in the amount of Twenty Million Dollars (\$20,000,000);
- B. For compensatory damages in favor of Plaintiff Jimmy T. Beck, Jr., as next friend and natural father on behalf of Saviyance Beck, a minor, against the Defendants in the amount of Twenty Million Dollars (\$20,000,000);
- C. For punitive damages in favor of Plaintiff Tyrone Gibson, next friend and uncle on behalf of Savion Richardson, a minor, against the Defendants in the amount of Ten Million Dollars (\$10,000,000);
- D. For punitive damages in favor of Plaintiff Jimmy T. Beck, Jr., as next friend and natural father on behalf of Saviyance Beck, a minor, against the Defendants in the amount of Ten Million Dollars (\$10,000,000);
- E. For expenses in favor of the Plaintiffs on behalf of the minors for funeral and burial of the decedent, Estelle Richardson;
- F. For reasonable attorney fees and litigation expenses pursuant to Title 42 U.S.C. § 1988;
- G. For the court costs of trying this action;
- H. For a jury to hear this cause of action;
- I. For costs to be taxed to the Defendants;
- J. For such other and further relief as the Court may deem proper; and
- K. For prejudgment interest.

Respectfully submitted,

DAVID RANDOLPH SMITH & ASSOCIATES

By: David Randolph Smith
David Randolph Smith #011905
1910 Acklen Avenue
Hillsboro Village
Nashville, Tennessee 37212
(615) 742-1775
Web: <http://www.drslawfirm.com>
e-mail: drs@drslawfirm.com

BART DURHAM INJURY & ACCIDENT
LAW OFFICES

By: Bart Durham (DR)
Bart Durham
Blair Durham
Robert L. Whitaker
1712 Parkway Towers
404 James Robertson Parkway
Nashville, TN 37219
(615) 242-9000

CERTIFICATE OF SERVICE

I hereby certify that a copy of the forgoing **FIRST AMENDED COMPLAINT** has been served upon the following via first-class, postage prepaid, U.S. Mail, on this 6th day of August, 2004:

Corrections Corporation of America
C/o C.T. Corporation Systems
530 Gay Street
Knoxville, TN 37902

David R. Smith
David Randolph Smith

Collective Exhibit A

STATE OF MICHIGAN PROBATE COURT COUNTY	PETITION TO TERMINATE OR MODIFY <input type="checkbox"/> GUARDIANSHIP <input type="checkbox"/> CONSERVATORSHIP	FILE NO. 02-595-6M
--	---	------------------------------

In the matter/estate of SAVING BECK

Court Ord	Date of birth <u>12/5/69</u>	Race <u>AFRICAN AMERICAN</u>	Sex <u>F</u>	Current address of individual <u>1120 BLUEWILLOW CT ANN ARBOR MI 48103</u>
-----------	---------------------------------	---------------------------------	-----------------	---

1. I am interested in this matter as BROTHER OF DECEASED (ESTATE RICHMOND) TYRONE CROSBY
State relationship/interest
2. The interested persons, addresses, and their representatives are identical to those appearing on the initial petition except as follows:

I REQUEST that the court:

3. Terminate the guardianship/conservatorship.
 Accept the guardian's/conservator's resignation.
 Remove the guardian/conservator who has has not been suspended.
 Appoint NIKELA BROWN 2707 WOOD ST.
 Name (type or print) Address
LANSING MI (517) 485-7757 as
 City, state, zip Telephone no.
 successor temporary guardian/conservator.
 Appoint a temporary guardian/conservator pending appointment of a successor.
 Modify the powers of the guardian/conservator as follows:

4. The reasons why the court should take action as requested are: STELLA BONIE HAS ABANDONED THE CHILDREN AND MANDUKY AND PHYSICALLY ABUSED THE CHILDREN.

I declare under the penalties of perjury that this petition has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Date JUN 21, 2004

Plaintiff's signature [Signature]
 Name (type or print) TYRONE CROSBY
 Address 2707 WOOD ST
 City, state, zip LANSING MI 48106 Telephone no. 313-257-2566
517-485-7757

Defendant's signature [Signature]
 Name (type or print) NIKELA BROWN
 Address 2707 WOOD ST
 City, state, zip LANSING MI 48106 Telephone no. 517-485-7757

I am 14 years of age or older. I nominate NIKELA BROWN as my guardian/conservator who lives at 2707 WOOD ST LANSING MI 48106
 Address City State Zip
7-2104 Date
 Signature of petitioner Savannah Beck

Do not write below this line - For court use only

FILED

JUL 22 '04

INGHAM COUNTY
PROBATE COURT

Handwritten notes:
9-2-04
9:30am
R. George Economy

OSM CODE: PRG

STATE OF MICHIGAN PROBATE COURT INGHAM COUNTY	ORDER APPOINTING PERSON TO REVIEW/INVESTIGATE GUARDIANSHIP	FILE NO. 02-594-GM 02-000595-GM-P33
---	---	---

In the matter of SAVIYANCE DEVAJECE BECK AND SAVION RICHARDSON, a minor
a legally incapacitated person

1. Date of hearing: July 22, 2004 Judge: R GEORGE ECONOMY

2. It appears to the court that a review/investigation of this guardianship is required. Bar no.

IT IS ORDERED:

3. For guardianship of the legally incapacitated individual. HEARING DATE: SEPTEMBER 2, 2004 AT 9:30 AM

Name (type or print)

HEARING LOCATION: Veterans Memorial Courthouse
313 W. Kalamazoo, 1st Floor
Lansing, MI 48933
(517) 483-8300

Address

City, state, zip Telephone no.

is appointed to review this guardianship, to visit with the legally incapacitated individual, and to report to the court. (may use PC 635 to report to court)

4. For guardianship of the minor.

JEFF LOUCKS, Court Investigator
Name (Type or print)

313 West Kalamazoo
Address

Lansing, MI 48933 517-483-83
City, state, zip Telephone no.

is appointed to investigate and to report to the court regarding:

- the proposed full guardianship, APPOINT SUCCESSOR GUARDIAN
- a review of the guardianship in reference to the factors stated in MCL 700.700.5207(1) (may use PC 655 to report to court)
- the best interests of the minor on the petition to terminate the guardianship. (see other side)
- whether a petition has been filed with the family division of circuit court, and if not, why not

6. The review or investigation shall be completed and a report filed with the court no later than 9-1-04
Date

R. George Economy
Judge

(SEE OTHER SIDE FOR DEFINITION OF "BEST INTERESTS")

Do not write below this line - For court use only

PC 635 (9/00) ORDER APPOINTING PERSON TO REVIEW / INVESTIGATE GUARDIANSHIP

Approved, SCAO

OSM CODE: AG

STATE OF MICHIGAN
PROBATE COURT
INGHAM COUNTY

ANNUAL REPORT OF GUARDIAN
ON CONDITION OF MINOR

FILE NO.

02-594-6

In the matter of Savion Giovanni Richardson, minor

1. Estella Buic, am the guardian of the above named minor and my annual report is as follows:

2. Present age of the minor: 5 yrs Minor's date of birth: 5/13/98

3. Living Arrangement

a. Current address and telephone number of the minor: 4829 Boscommon Dr Lansing 489

b. The minor's residence is:
 guardian's home [redacted] Relationship Mother other.

c. The minor has been in the present residence since 1-1-03 Date. If moved within the past year, state the changes and the reasons for change:

Savion's mother has returned and is now living with her.

d. I rate the minor's living arrangement as excellent average below average.

e. I believe the minor is content with the living situation. unhappy with the living situation.

f. I recommend a more suitable living arrangement for the minor as follows: [redacted]
returned to her mother's custody permanently.

4. Physical Health

a. The minor's current physical condition is excellent good fair poor.

b. During the past year the minor's physical condition has
 remained about the same.
 improved. Explain

worsened. Explain

c. During the past year the minor received the following medical treatment (include check-ups and optical and dental work):

Date	Ailment	Type of Treatment	Doctor's Name
<u>12/1/03</u>	<u>A</u>		

(PLEASE SEE OTHER SIDE)

Do not write below this line - For court use only

*7/29/08
mailed PETITION
TO TERMINATE
am*

FILED

JUL 28 '03

JUL 18 '03

PROBATE

5. Education

- a. The minor regularly attends school at Maple Hill Elementary (Bright Futures) and is in grade second.
- b. The minor attends alternative education at _____ and is in grade _____.
- c. The minor does not attend school because _____.

6. Activities of Minor

- a. The minor's social activities are: attending school, playing with other kids
- b. The minor participates in the following sports: N/A
- c. During the past year the minor has been in counseling with N/A at _____.
- d. During the past year the minor received in-patient services at N/A.

7. Parenting time between the minor and parents was as follows:

- a. Father None
Father's current address: unknown
- ~~_____~~
Mother's current address: 4829 Roscommon Dr Lansing, Mi 48911

c. Comments about parenting time: Sawson is very happy with his mother. I want sawson to be returned to the permanent custody of his mother.

- b. Parents complied with the court structured plan limited guardianship placement plan as follows:

~~_____~~
~~_____~~
Changes should be made to the plan as follows:

I would like sawson, richardson and sister sawson's best to be awarded and returned to the sole and permanent custody of Estelle Bula.

- 8. I believe the minor has the following unmet needs: None

- 10. I am am not willing to continue to serve as guardian.
- 11. I do do not have possession or control of the minor's estate. If yes, my accounting is attached.

Co-Guardian _____

8/21/2003
Date
Estelle Bula
Signature of guardian
914 W. Cavanaugh Rd. #16
Address
Lansing mich 48910
City, State, zip

B. George Economy
Judge

(SEE OTHER SIDE FOR DEFINITION OF "BEST INTERESTS")

Do not write below this line - For court use only
Gdn: Estelle Bula, 914 W. Cavanaugh Rd., #8, Lansing, MI 48910
Ward: 4829 Roscommon Dr., Lansing, MI 48911

PC 835 (3/00) ORDER APPOINTING PERSON TO REVIEW / INVESTIGATE GUARDIANSHIP

STATE OF MICHIGAN
PROBATE COURT
INGHAM
COUNTY

ANNUAL REPORT OF GUARDIAN
ON CONDITION OF MINOR

FILE NO.

02-595-611

In the matter of Savignac D. Beck & Savian G. Richardson, min

1. I, Estella Buie, am the guardian of the above named minor and my annual report is as follows:

2. Present age of the minor: 13.5 Minor's date of birth: 4-16-1991-5-13-1992

3. Living Arrangement

a. Current address and telephone number of the minor: _____

b. The minor's residence is:

guardian's home relative's home: Grandmother Relationship: _____ other: Mother

c. The minor has been in the present residence since 2-3-2002 Date. If moved within the past year, state the changes and the reasons for change:

Savignac mother has returned and is now living with her.

d. I rate the minor's living arrangement as excellent. average. below average.

e. I believe the minor is content with the living situation. unhappy with the living situation.

f. I recommend a more suitable living arrangement for the minor as follows: Savignac should be returned to her biological mother's custody permanently.

4. Physical Health

a. The minor's current physical condition is excellent. good. fair. poor.

b. During the past year the minor's physical condition has

remained about the same.
Explain _____

improved.
Explain _____

worsened.
Explain _____

c. During the past year the minor received the following medical treatment (include check-ups and optical and dental work):

Date	Illment	Type of Treatment	Doctor's Name
<u>N/A</u>			

(PLEASE SEE OTHER SIDE)

Do not write below this line - For court use only

FILED

JUL 18 '09

INGHAM COUNTY
PROBATE COURT

5. Education

- a. The minor regularly attends school at Candler Middle and is in grade 7th
- b. The minor attends alternative education at Maple Hill Hand-Stand and is in grade _____
- c. The minor does not attend school because _____

6. Activities of Minor

- a. The minor's social activities are: music, Gym
- b. The minor participates in the following sports: N/A
- c. During the past year the minor has been in counseling with N/A at _____
- d. During the past year the minor received in-patient services at N/A

7. Parenting time between the minor and parents was as follows:

- a. Father not known
Father's current address: not known
- b. Mother Savignea currently resides with his mother and has been since 1-1-
Mother's current address: Alber Point 101 Lansing Lansing, MI 48911 4824 Roscommon
- c. Comments about parenting time: Savignea is very happy with her mother. I see Savignea to be returned to the permanent custody of her mother.

8. Parents complied with the court structured plan limited guardianship placement plan as follows:

I'm concerned that Savignea's mother should have sole and permanent custody. She is responsible, protective and loving to him.
Changes should be made to the plan as follows:

I would like Savignea, Benji and Simon Richardson, brother of Savignea, to be awarded and returned to the sole and permanent custody of Estelle Richard

9. I believe the minor has the following unmet needs: N/A

10.1 am am not willing to continue to serve as guardian.
11.1 do do not have possession or control of the minor's estate. If yes, my accounting is attached.

Co-Guardian _____

Date 6-30-03
Signature of guardian Estelle Richard
Address 914 W. Cassingham Rd #6

STATE OF MICHIGAN
PROBATE COURT
INGHAM COUNTY

NOTICE OF DEFICIENCY

FILE NO.
02-595-GM-P38

In the matter of SAVIYANCE DEVAIECE BECK
REPORTS TO:

PLEASE MAIL INVENTORY, ACCOUNTS &

INGHAM COUNTY PROBATE COURT
313 West Kalamazoo
Lansing, MI 48933 (517) 483-6300

TO: ESTELLA BUJE
914 WEST CAVANAUGH ROAD, APT. #8
LANSING, MI
48911

It appears from a review of court files:

- You have failed to submit sufficient information to adequately determine the inventory fee. It must be filed at once.
- Your "Inventory" has not been filed (form PC 577). It must be filed at once.
- You have failed to pay the inventory fee. It must be paid at once.

Your _____ account (form PC 583, PC 584, or PC 648) is overdue. It must be filed at once.

- Your "Annual Report of Guardian on Condition of Minor" (PC 654) has not been filed. It must be filed at once.
- Your "Annual Report of Guardian on Condition of Legally Incapacitated Individual" (PC 634) has not been filed. It must be filed at once.
- Your "Report of Guardian on Condition of Person with Developmental Disability" (form PC 663) has not been filed. It must be filed at once.
- Other: _____

As required by court rule issued by the Michigan Supreme Court, **YOU ARE NOTIFIED:**

to correct the deficiency within 28 days from the date of this notice.

to appear in person before this court on _____ Date _____ for a conference.

PLEASE DO NOT DISREGARD THIS NOTICE: The above provisions were adopted by the Michigan Supreme Court and are mandatory. If you do not comply with this notice, the court may have to suspend your powers and appoint a special fiduciary in your place. This may result in your removal as fiduciary.

DATE OF NOTICE: June 19, 2003

LAURA BUMPUS
Deputy Probate Register/clerk

If you require special accommodations to use the court because of a disability, or if you require a foreign language interpreter to help you to fully participate in court proceedings, please contact the court immediately to make arrangements.

- Copies mailed to:
- Fiduciary
 - Attorney of record
 - Surtees
 - Interested persons

Do not write below this line - For court use only

Date: June 19, 2003
By: LAURA BUMPUS

PC 600 (9/00) NOTICE OF DEFICIENCY

MCL 700.1951(3); MSA 1.1951(3); MCR 5.144, MCR 5.201

\$20.00 FILING FEE

Approved, SCAG

OSM CODE: P03

STATE OF MICHIGAN PROBATE COURT COUNTY	PETITION TO TERMINATE OR MODIFY <input type="checkbox"/> GUARDIANSHIP <input type="checkbox"/> CONSERVATORSHIP	FILE NO. 02-594-6M
--	---	------------------------------

In the matter/estate of SALVIN BECK (Richardson)

Court ORI	Date of Birth	Race	Sex	Current address of individual
	<u>12/5/69</u>	<u>AFRICAN AMERICAN</u>	<u>F</u>	<u>1126 BLUEWILLOW CT AMHERST TN 37013</u>

1. I am interested in this matter as Brother of Deceased (ESTELLE RICHARDSON) TRUSTEE
State relationship/interest

2. The interested persons, addresses, and their representatives are identical to those appearing on the initial petition except as follows:

I REQUEST that the court:

- Terminate the guardianship/conservatorship.
- Accept the guardian's/conservator's resignation.
- Remove the guardian/conservator who has has not been suspended.
- Appoint NIKYIA BROWN 2707 WOOD ST
Name (type or print) Address
- LANSING MI (517) 485-7757 as
City, state, zip Telephone no.
- successor temporary guardian/conservator.
- Appoint a temporary guardian/conservator pending appointment of a successor.
- Modify the powers of the guardian/conservator as follows:

4. The reasons why the court should take action as requested are: STELLA BOWIE HAS ABUSED, PHYSICALLY AND MENTALLY ABUSED THE CHILDREN.

I declare under the penalties of perjury that this petition has been examined by me and that its contents are true to the best of my information, knowledge, and belief.

Attorney signature	Date <u>7/21/2004</u>
Name (type or print)	Petitioner's signature <u>[Signature]</u>
Address	Name (type or print) <u>STELLA BOWIE</u>
City, state, zip	Address <u>2707 WOOD ST.</u>
Telephone no.	City, state, zip <u>LANSING MI 48900</u>
<input checked="" type="checkbox"/> I am 14 years of age or older. I nominate <u>NIKYIA BROWN</u> as my guardian/conservator who	Telephone no. <u>485-7757</u>
lives at <u>2707 WOODS</u> <u>LANSING</u>	City, state, zip <u>MI 48906</u>
<u>7-21-04</u>	Signature of petitioner <u>[Signature]</u>

Do not write below this line - For court use only

FILED

JUL 22 '04

INGHAM COUNTY
PROBATE COURT

MCL 330.1837; MSA 14.800(637); MCL 700.5208; MSA 27.15208; MCL 700.5210; MSA 27.15210; MCL 700.5218; MSA 27.15218; MCL 700.5310; MSA 27.15310; MCL 700.5415(1)(d); MSA 27.15415(1)(d); MCL 700.5431; MSA 27.15431; MGR 5.128(C)(24); MCL 700.5431; MSA 27.15431; MGR 5.128(C)(24); MCL 700.5431; MSA 27.15431; MGR 5.128(C)(24)

PETITION TO TERMINATE OR MODIFY GUARDIANSHIP/CONSERVATORSHIP MCR 3.404(E)(4), (6), MCR 5.405

My 9-2-04 9:30am R George Economy