

December 5, 2019

TO: [REDACTED]  
Assistant Director for Detention Management

FROM: [REDACTED]  
Lead Compliance Inspector  
The Nakamoto Group, Inc.

SUBJECT: **Annual Detention Inspection of the Robert A. Deyton Detention Center**

The Nakamoto Group, Inc. performed an annual inspection for compliance with the National Detention Standards (NDS) of the Robert A. Deyton Detention Center in Lovejoy, Georgia, during the period of December 3-5, 2019. This is an IGSA facility.

The inspection was performed under the guidance of [REDACTED] Lead Compliance Inspector. Team members were:

Subject Matter Field	Team Member
Detainee Rights	[REDACTED]
Security	[REDACTED]
Medical Care	[REDACTED]
Safety	[REDACTED]

### **Type of Inspection**

This is a scheduled annual inspection which is performed to determine overall compliance with the ICE NDS for Over 72 hour facilities. The facility was not inspected in 2018.

### **Inspection Summary**

The Robert A. Deyton Detention Center is currently accredited by:

- The American Correctional Association (ACA) – Yes
- The National Commission on Correctional Health Care (NCCHC) - Yes
- The Joint Commission (TJC) - No
- Prison Rape Elimination Act (PREA) - Yes

### **Standards Compliance**

The following information is a summary of the standards that were reviewed and overall compliance that was determined as a result of the 2019 annual compliance inspection:



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<b>2018 Annual Inspection</b>	
Acceptable	N/A
Deficient	N/A
Repeat Finding	N/A
Not Applicable	N/A

<b>2019 Annual Inspection</b>	
Acceptable	35
Deficient	1
Repeat Finding	0
Not Applicable	3

The inspection team identified forty-three (43) deficient components in the following seventeen (17) standards:

- Access to Legal Materials—1
- Admission and Release—3
- Classification System—11
- Correspondence and Other Mail—5
- Detainee Handbook—6
- Funds and Personal Property—1
- Access to Telephones—2
- Access to Medical Care—1
- Emergency Plans—2
- Environmental Health and Safety—2
- Hold Rooms in Detention Facilities—1
- Key and Lock Control—1
- Special Management Unit (Administrative Segregation)—2
- Special Management Unit (Disciplinary Segregation)—1
- Staff-Detainee Communication—1
- Detainee Transfer Standard—1
- Sexual Abuse and Assault Prevention and Intervention—2

### **Facility Snapshot/Description**

The Robert A. Deyton Detention Center, located in Lovejoy, Georgia, is owned by Clayton County and operated by The Geo Group, Inc. The Geo Group, Inc. leases the facility from Clayton County and operates via a direct contract with the United States Marshal Service (USMS). ICE detainees are housed at the facility through an IGSA between ICE and the USMS. The facility houses both male and female non-ICE detainees for the USMS and male ICE detainees. During the inspection period, both male and female ICE detainees were housed at the facility; however, ICE discontinued housing females at the facility in May 2019. The facility, originally constructed in 1984 and renovated by new construction in October 2008, [REDACTED]

[REDACTED]

The facility is a two-story building surrounded by a ten-foot exterior fence draped with several rolls of razor ribbon. The exterior fence is supplemented by motion sensors and an interior six-foot chain link fence topped with barbed wire. The perimeter is patrolled on each shift by an armed officer. The administrative offices are in the front of the building before entering the secure section. The facility has four distinct housing unit sections with a center core which houses the medical department, the food service department, intake and the law library. The housing units, various other programmatic offices and attorney visitation rooms are located on four primary interior corridors. The four housing units each have six housing pods for a total of 24 housing pods. Twenty-two of the housing pods are designated as general population, two of which are dedicated ICE housing pods. Additionally, two of the 24 housing pods are desig-

nated as restricted housing. All general population housing pods receive indirect supervision of roving officers; the restricted housing units receive direct supervision. Two hundred and thirty-six (236) stationary cameras are installed throughout the facility. ICE detainees do not commingle with non-ICE detainees in either housing or common areas.

Each of the two dedicated general population housing pods have a dayroom equipped with combination tables and seats, two televisions, four telephones, board games, a microwave oven, a kiosk and electronic tablets. The kiosk in each housing pod is used for ordering commissary items. The local handbook and various schedules, rules, etc., are accessible via the kiosks. Detainees may use an electronic tablet to communicate with various facility staff, access PREA information and take advantage of various educational and self-help programs; all at no charge. For a fee, detainees may use the tablets to download music and videos, make telephone calls and visit with persons on their visitation list via video. Detainees housed in general population have daily access to a large outdoor recreation yard. ICE detainees do not participate in the voluntary work program.

Overall, the team found the atmosphere in the facility to be calm with no obvious indicators of high stress. Sanitation was observed to be very good.

The housing pods dedicated to ICE detainees and all common areas of the facility were visited and/or observed during the inspection. All detainees who remained housed at the facility on the second day of the inspection were interviewed; two detainees who arrived in the early hours of the morning were sleeping and were not disturbed for an interview. Some of the detainees spoke only Spanish and were interviewed by a bilingual member of the inspection team. The detainees voiced no concerns regarding life/safety issues. Detainees stated they felt safe and were generally satisfied with the interaction, responsiveness and professionalism of facility and ICE personnel and with access to medical services, telephones, and recreation. The detainees were aware they could send and receive mail, have visits, and request to use the law library although they had not used any of the services. Detainees expressed general satisfaction with the quantity and quality of food provided. Some detainees from India stated the food was not what they were accustomed to eating. Two of the Spanish speaking detainees voiced a concern regarding lack of access to funds they claimed were available on a debit card in their property, but which had not been deposited to their account. This information was shared with the OIC.

The facility does not charge co-pays for medical, mental health or dental care.

Detainee telephone services are contracted with GTL. Commissary services are provided by the Keefe Group. All other services are provided by The Geo Group, Inc.

### **Areas of Concern/Significant Observations**

The inspection team identified one (1) Deficient standard.

### **Classification System**

*Policy:* All facilities will develop and implement a system according to which ICE detainees are classified. The classification system will ensure that each detainee is placed in the appropriate category and physically separated from detainees in other categories.

*Finding:* ICE provides the facility with an I-213 form which contains basic information regarding the detainee's background and criminal history. Additionally, ICE provides this IGSA facility with an I-216 form which lists all incoming ICE detainees and provides a recommended classification custody level for each. However, all ICE detainees are housed as medium custody regardless of criminal history, threat lev-



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els or the classification recommendation of ICE. An objective classification tool or similar system is not used to classify detainees. There is no routine reassessment or reclassification process.

*Recommendation:* The facility should develop a system for classifying detainees so that each detainee is placed in the appropriate category and physically separated from detainees in other categories. During the inspection, the OIC stated the facility would begin housing ICE detainees based on the recommended ICE classification level contained on the I-216. Additionally, the AFOD intends to provide the facility with a Risk Classification Assessment (RCA) for each detainee.

### **Recommended Rating and Justification**

The Lead Compliance Inspector recommends that the facility receive a rating of Acceptable. The facility complies with the ICE National Detention Standards. One (1) standard was found Deficient and three (3) standards were Not Applicable (N/A). All remaining thirty-five (35) standards were found to be in compliance.

### **LCI Assurance Statement**

The findings of compliance and non-compliance are accurately and completely documented on the G-324 Inspection Form and are supported by documentation in the inspection file. An out brief was conducted at the facility and in addition to the entire Nakamoto Group, Inc. Inspection Team, the following were present:

- ICE Officials – [REDACTED]
- Facility Staff – [REDACTED]

[REDACTED]

Lead Compliance Inspector

December 5, 2019

Printed Name of LCI

Date