

**AFFIDAVIT OF WALTER ANDERSON  
RELATED TO THE SEARCH OF HIS CELL  
AT THE CDF FACILITY**

I Walter Anderson, do hereby affirm and certify under the penalties of perjury that:

I am currently being held by the United States Federal Government in the Washington DC Central detention Facility (CDF) at 1901 D street, SE, Washington DC.

I have been held at this facility since November 25<sup>th</sup>, 2005.

On numerous occasions I have been present during routine searches of inmate cells and housing unit areas which have been carried out by CDF officers. Inmates are told that these searches are for the purpose of finding any contraband.

Shakedowns (searches) are normally conducted of the entire housing unit and often the entire CDF facility.

On Monday the 26<sup>th</sup> of February at approximately 1300 hours, I was in the common area of CDF housing unit SE-2 where I am housed. I was advised by a unit based Corrections Officer that I need to come to my cell. I am housed in Cell #29.

When I arrived at my cell two Officers that are not normally assigned to this unit were waiting and informed me that they were going to do a "shakedown" (search) of my cell. The Officers names were Corporal Murray and Officer D. Dennory or Dennison. I have seven (7) boxes of legal documents neatly stored under the bed in my cell. I also have a number of books sent to me by friends and family stored neatly in the cell.

Some of the books in the cell were books I had already read, but than I kept to loan to other inmates who had no other source of reading material.

The Officers proceeded to open each box of legal documents and scattered the contents all over the room and onto upper and lower bunk bed in the room. Most documents were removed from individual file folders and mixed with other documents. NONE of the document were replaced in their original position. Boxes were turned upside down and folders were torn.

This method of search was for more destructive than necessary to accomplish a search for contraband. Prior shakedowns have been conducted many times where all the my legal files were carefully searched without any damage or disorder.

Corporal Murray mentioned during the search to another Officer who normally worked in the SE-2 unit that this "shakedown" was ordered from "downtown" I assumed from that comment that he meant the DC Department of Corrections headquarters which is downtown on Vermont Avenue in Northwest Washington.

The other officer sarcastically asked me, after disordering and destroying a my organized legal files "who I had pissed off?"

The Officers then took all the books which I had in my cells and laid them out in groups of 8 to 12 titles on the floor and took pictures of the covers using a digital camera. This was something I have never seen in any prior search. I have asked other inmates and Officers hear and they have also never seen nor heard of this level of interest in the titles of inmate reading material.

The Officers then told me that I was not allowed to have more than 5 books in my cell and that they had to take all the other books. I routinely send books out of the facility after I have read them so that I do not collect to many books in my cell. At that time, I had just received a number of books in the mail that were sent by friends and family that I had not yet read. They still took all but 5 books form my cell after they finished photographing them.

I had a legal visit which was announced at around 1415 hours and the officers decided at that point to curtail their "search". They finished ½ hour after I was told my lawyer was waiting. It appeared to me that if I had not had my legal counsel waiting that these officers were intending to remain in my cell disarranging my document for a much longer time even though they searched completely and not found any contraband.

The next day on February 27<sup>th</sup> at around 1615 hours officers from my unit did another shakedown of my cell. It had taken me many hours to partially repair the disordered legal files and this additional search created further havoc.

That same day February 27<sup>th</sup> at 2000 hours, I was again in the common area of the unit when I was advised by an officer to "come to my cell". When I arrived at my cell I found Captain Talley with 3 members of the "goon squad" in and around my cell. One of these officers for some unknown reason was wearing a bulletproof vest inside the facility.

These officers did not have name tags and so they were technically out of uniform. Captain Talley informed me that they were going to "take away" all my legal documents. I showed Captain Talley the Court Order issued by Judge Paul Friedman of the I6th of June, 2006. She attempted to call Warden Smith on her cell phone and when he was not available she ordered her officers to search through all my boxes of legal document (for the 3<sup>rd</sup> time in 2 days).

During this search one of the unidentified Officers who was pawing through financial records relating to a corporation which I had previously managed, commented that the documents "did not look like legal documents". I pointed out to the Captain that it was not appropriate to be reading my privileged and confidential legal papers and that this Officer had no idea what may case was about and so could not possibly have a valid opinion about the type of documents which might relate to the case.

After this 3rd search of the legal materials which once again disordered the files and mixed documents together, Captain Talley noticed the small number of books in my cell. She insisted that an inmate was only allowed to have 2 books at one time. The officers took most of my remaining books, this time without photographing the titles.

As of this moment I have nothing to reading material. I have read the 2 books that I was allowed to keep. I often takes 2 to 4 weeks t receive reading material sent to the CDF so I may have to spend the next weeks 20 hours per day in my cell, without anything to read.

The CDF allows inmates to receive packages of up to 3 paperback books at a time from publishers, bookstores and other commercial sources. It does not make sense for the CDF to allow 3 books to be sent when only 2 are allowed to be held at one time. This 2 book rule was clearly made up on the spot.

During these 3 shakedowns no contraband was found. I have had no disciplinary problems at the CDF facility in the last 15 months.

In a recent classification by the Case Officer unit SE-2. I was classified as the lowest possible security level (MINIMUM) and I was rated with the lowest possible score of the evaluation form used to obtain that classification.

I have not been able to completely re-organize the legal documents that were destroyed and damaged by the multiple searches. I need to rely on these documents to help prepare materials for my legal counsel and obtain information and data which I need to work with my legal counsel. I have a sentencing hearing on the 19<sup>th</sup> of March, 2007 and I have been asked by my legal counsel to provide them with a lot of information which they will need to properly prepare for this hearing.


My legal case involves a lot of documents and computer files and requires me to obtain detailed information from many sources which was generated over a long period of time. The legal document held in my room with the permission of the Court are the result of hundreds of hours of efforts by the legal counsel, business associates, friends and family locate and copy the documents which could help me assist my legal counsel. These documents were laboriously delivered to me at the CDF facility by the Federal Public Defenders Office.

The conditions at he CTF and CDF facilities of the DC Department of Corrections have made it impossible for me to be able to prepare for a trial. Now that I have pled guilty, I had hoped that I would be able to perform the limited activities needed to assist my legal counsel to prepare for my sentencing hearing. This recent series of targeted attacks makes even this difficult or impossible

I have discussed the on the Jail Phones (which are recorded) with my friends and family the fact that I have been working very hard with the documents in my cell to prepare critical and time sensitive material for my lawyers. Anyone listening to these calls would know that damaging or disrupting my legal documents could have and effect on my ability to assist my legal counsel and perhaps even my ultimate sentence.

Other inmates in my unit also have multiple boxes of legal files. No other inmates in may unit, or the best of my knowledge in the CDF facility were targeted in this way recently.

**The contents of the affidavit are true to the best of my knowledge and belief**

  
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Walter Anderson