

IN THE DISTRICT COURT OF  
LANCASTER COUNTY, NEBRASKA

|                               |   |                      |
|-------------------------------|---|----------------------|
| GRANT GREGORY,                | ) | Case No. CI 26-2874  |
| Petitioner-Plaintiff,         | ) |                      |
| v.                            | ) |                      |
|                               | ) | AMENDED PETITION     |
| ROB JEFFREYS, in his official | ) | AND COMPLAINT FOR    |
| capacity as Director of the   | ) | DECLARATORY JUDGMENT |
| NEBRASKA DEPARTMENT           | ) |                      |
| OF CORRECTIONAL               | ) |                      |
| SERVICES,                     | ) |                      |
| Respondent-Defendant.         |   |                      |

COMES NOW, Petitioner-Plaintiff, Grant Gregory,  
("Petitioner"), by and through undersigned counsel, and states the  
following:

1. Petitioner, Grant Gregory, is a Nebraska resident, currently committed to and in the legal custody of the Nebraska Department of Correctional Services ("NDCS").
2. Petitioner is currently placed at Community Corrections Center-Lincoln ("CCC-L") in Lancaster County, Nebraska. Petitioner's mailing address is PO Box 22200 Lincoln, NE 68542.
3. NDCS is the state agency whose action is at issue; the mailing address for NDCS is P.O. Box 94661 Lincoln, NE 68509.

**JURISDICTION**

4. Petitioner seeks judicial review pursuant to the Administrative Procedure Act, Neb. Rev. Stat. § 84-901 *et seq.*
5. Petitioner seeks declaratory judgments pursuant to Neb. Rev. Stat. § 25-21,149.

## FACTUAL BACKGROUND

6. On the afternoon of Monday, July 13, 2026, Petitioner was in his housing unit at CCC-L. Petitioner asked the NDCS staff working the desk in his housing unit to go to the main building and was given permission to do so.
7. At the West sallyport entrance to the main building, Petitioner explained why he was entering and was patted down by the NDCS staff person working the area who granted him entrance to the main building.
8. Upon returning to his housing unit, he was informed that he was being reassigned to another unit.
9. On July 16, 2026, Petitioner was informed that he was being charged with two Class II offenses of misconduct: “2J- Unauthorized Areas” and “2E- Disobeying an Order.” *See* 68 Neb. Admin. Code Ch. 5, 005; Ex. 1, Misconduct Report (July 13, 2026 ) (“MR”).
10. The misconduct alleged is that Petitioner, on Monday July 13, 2026, entered the main building without authorization for 1 minute and 40 seconds at approximately 1:00 p.m. Ex. 1, MR.
11. Petitioner provided the investigating officer information about the events and identified the individual NDCS staff persons that gave him permission to be present. *Id.*
12. A Unit Disciplinary Committee (“UDC”) hearing to adjudicate the MR was set for July 22, 2026, by the investigating officer. *Id.* at 2.
13. The hearing procedures for UDC are provided by regulation in NDCS Policy 217.01(VI). Ex. 2, NDCS Policy 217.01, Inmate Rules and Discipline (May 31, 2025 effective date) (“Policy 217.01”).
14. The MR states that at the UDC hearing, Petitioner has no right to a representative; no right to the reporting employee being present at the hearing; no right to request witnesses; no right to 24 hour notice, and no right to appeal the decision; this is mostly consistent with Policy 217.01(VI). Ex. 1; Ex. 2.

15. In an effort to expedite the UDC hearing, Petitioner ultimately waived his right to 24 hour notice of the hearing.
16. The UDC hearing was held on July 20, 2026. The only person present other than Petitioner was the NDCS staff serving as a “Chairperson.” Ex. 3, Unit Disciplinary Committee Action Sheet (July 20, 2026) (“UDCAS”).
17. The UDCAS reflects that Petitioner was found guilty of the class II offense of misconduct “2J- Unauthorized Areas”. *See* 68 Neb. Admin. Code Ch. 5, 005 [J]; Ex. 2.
18. Petitioner was given 5 hours of “Extra Duty” to be completed within 30 days. *Id.*
19. Petitioner completed the 5 hours of manual labor as Extra Duty. Ex. 4, Record of Extra Duty (July 30, 2026).
20. Petitioner sought timely central office review of his misconduct report pursuant to NDCS Policy 217.01(VI)(j) by submitting an Inmate Interview Request (“IIR”) to the Facility Records Manager. Ex. 5, IIR (July 23, 2026).
21. The IIR was returned, undated, to Petitioner on July 26, 2026, stating the MR “is not eligible for appeal or additional review.” *Id.*

## CLAIMS

### **I. Petitioner is entitled to Judicial Review of NDCS’ disposition of MR #HMP4 pursuant to the Administrative Procedure Act, Neb. Rev. Stat. § 84-901 *et seq.***

22. Petitioner re-alleges and incorporates by reference the paragraphs above as though fully set forth herein.
23. Any person aggrieved by a final decision in a contested case, whether such decision is affirmative or negative in form, shall be entitled to judicial review under the Administrative Procedure Act (“APA”). Nothing in this section shall be deemed to prevent resort to other means of review, redress, or relief provided by law. Neb. Rev. Stat. § 84-917; *see also Purdie v. Nebraska Dep’t of Corr. Servs.*, 292 Neb. 524, 530 (2016).

24. A disciplinary decision by NDCS resulting in the loss of good time is a contested case. Neb. Rev. Stat. § 83-4,123 permits judicial review under the APA where the disciplinary action imposed on the inmate involves loss of good-time credit. *Purdie*, 292 Neb. at 528–29 (citing *Abdullah v. Nebraska Dept. of Corr. Servs.*, 245 Neb. 545 (1994)).
25. “Nothing in sections 83-4,109 to 83-4,123 shall be construed as to restrict or impair an inmate’s free access . . . to judicial review” when it could result in a loss of good time “in accordance with the Administrative Procedure Act. Such judicial review may only be invoked after completion of any review of the hearing prescribed by section 83-4,122 by the department.” Neb. Rev. Stat. § 83-4,123.
26. The final NDCS action at issue is the disposition of MR #HMP4 wherein Petitioner was found guilty of Class II misconduct, resulting in disqualification from good time credit under Neb. Rev. Stat. § 83-1,107(2)(b); MR #HMP4 was denied central office review on July 26, 2026. Ex. 5.
27. “Good time means any reduction of sentence granted pursuant to sections 83-1,107 and 83-1,108.” Neb. Rev. Stat. § 83-170(6).
28. There are two categories of good time credit for sentences of imprisonment served at NDCS under Neb. Rev. Stat. § 83-1,107.
29. A sentence reduction to half the nominal sentence term is commonly referred to as “day for day” good time credit: the “department shall reduce the term of a committed offender by six months for each year of the offender’s term and pro rata for any part thereof which is less than a year.” Neb. Rev. Stat. § 83-1,107 (2)(a).
30. In addition to reductions granted under day for day good time, NDCS shall reduce the term of a committed offender “by three days on the first day of each month following a twelve-month period of incarceration within the department during which the offender has not been found guilty of (i) a Class I or Class II

offense or (ii) more than three Class III offenses under the department's disciplinary code." Additionally, "reductions earned under this subdivision shall not be subject to forfeit or withholding by the department." Neb. Rev. Stat. § 83-1,107(2)(b).

31. Good time earned pursuant to subdivision (2)(b) is applicable only to reduce an inmate's maximum sentence. *Heist v. Nebraska Dept. of Corr. Servs.*, 312 Neb. 480, (2022).
32. Neb. Rev. Stat. § 83-4,122 requires that in "disciplinary cases which may involve the imposition of disciplinary isolation or the loss of good time credit, the director shall establish disciplinary procedures consistent with the [listed] principles."
33. In most pertinent part, the principles include: 24 hour notice prior to hearing; the appearance of the individual bringing the charge; the right of the inmate to question any person summoned; the right of the inmate to call witnesses and present documentary evidence in their defense when permitting him or her to do so will not be unduly hazardous to institutional safety or correctional goals; written explanation from the person determining the disposition of charges with their reasons for refusing to call a witness; a written statement of the basis for the decision and the disciplinary action, if any, to be imposed; the right to assistance and advice in from staff or an inmate to preparing and presenting a defense and serve in an advisory capacity; substantial evidence to sustain the charge.
34. There are two types of NDCS disciplinary committees: 1) Institutional Disciplinary Committees ("IDC") which shall hear misconduct reports for major rule infractions. "Major Rule Infractions" are those infractions that are likely to result in the loss of good time; 2) UDCs hear "minor misconduct reports for rule infractions. Minor UDC Infractions" are those infractions that are not likely to result in the loss of good time. Ex. 2, Policy 217.01 Sec. IV, A, B.

35. To determine whether IDC or UDC shall be used, the warden's designee shall consider factors including but "not limited to the incarcerated individual's disciplinary history, the nature of the alleged offense(s) and the likelihood loss of good time being imposed." Ex. 2, Policy 217.01, Sec. IV(C)(2)(a).
36. The adjudication of Petitioner's MR #HMP4 by UDC hearing did not comport with the procedures required by Neb. Rev. Stat. § 83-4,122. See Ex. 3, UDCAS.
37. Policy 217.01(VI)(j) provides that a central office review may be requested within 15 days when a UDC decision disqualifies the individual from good time credit under Neb. Rev. Stat. § 83-1,107 (2)(b). Ex. 2.
38. Petitioner requested central office review of the UDC pursuant to NDCS Policy 217.01(VI)(j) on July 23, 2020. Ex. 5, IIR.
39. The IIR was returned to Petitioner on July 26, 2020, but undated, stating the MR "is not eligible for appeal or additional review." *Id.*
40. The Legislature can delegate to an administrative agency the power to make rules and regulations to implement the policy of a statute, but the administrative agency is limited in its rulemaking authority to the powers delegated to it by the statute which it is to administer. *State v. Albarenga*, 313 Neb. 72, 88 (2022). In order to be valid, a rule or regulation must be consistent with the statute under which the rule or regulation is promulgated. *Id.*
41. The *Accardi* doctrine stands for the principle that properly adopted and filed agency regulations have the effect of statutory law and is long established in Nebraska. See *Schmidt v. State*, 255 Neb. 551, 559 (1998); *Alexander v. Warehouse*, 253 Neb. 153(1997); *Val-Pak of Omaha v. Department of Revenue*, 249 Neb. 776, 545 N.W.2d 447 (1996); see generally, *Accardi v. Shaughnessy*, 347 U.S. 260 (1954).
42. Discussion of the *Accardi* doctrine often assesses whether the agency's adoption of the regulation was discretionary.

43. Here, there is no discretion granted to NDCS: Neb. Rev. Stat. § 83-4,122 requires that in “disciplinary cases which may involve the imposition of disciplinary isolation or the loss of good time credit, the director shall establish disciplinary procedures consistent with the [listed] principles.”
44. An agency “does not, as a general rule, have the discretion to waive, suspend, or disregard, in a particular case, a validly adopted rule so long as such rule remains in force.” *Schmidt*, 255 Neb. at 559 (citing *Douglas Cnty. Welfare Administration v. Parks*, 204 Neb. 570, 572 (1979)).
45. The adjudication of Petitioner’s MR #HMP4 through a UDC did not comply with Policy 217.01 or Neb. Rev. Stat. § 83-4,122. NDCS must comply with its own policies and all relevant Nebraska statutes. Ex. 1; Ex. 2; Ex. 3, UDCAS.

**II. The Use of UDC hearings to adjudicate Misconduct Reports for Class I, II, or more than three Class III Offenses violates Neb. Rev. Stat. § 83-4,122, pursuant to the Declaratory Judgments Act, Neb. Rev. Stat. § 25-21,149.**

46. Petitioner re-alleges and incorporates by reference the paragraphs above as though fully set forth herein.
47. Neb. Rev. Stat. § 83-4,122 requires that in “disciplinary cases which may involve the imposition of disciplinary isolation or the loss of good time credit, the director shall establish disciplinary procedures consistent with the [listed] principles.”
48. “Good time means any reduction of sentence granted pursuant to sections 83-1,107 and 83-1,108.” Neb. Rev. Stat. § 83-170(6).
49. In addition to reductions granted under day for day good time, NDCS shall reduce the term of a committed offender “by three days on the first day of each month following a twelve-month period of incarceration within the department during which the offender has not been found guilty of (i) a Class I or Class II offense or (ii) more than three Class III offenses under the department’s disciplinary code.” Additionally, “reductions

earned under this subdivision shall not be subject to forfeit or withholding by the department.” Neb. Rev. Stat. § 83-1,107(2)(b).

50. For cases that may involve the loss of good-time credit, Neb. Rev. Stat. § 83-4,122 requires that NDCS establish disciplinary procedures consistent with the listed principles.
51. In most pertinent part, the principles include: 24 hour notice prior to hearing; the appearance of the individual bringing the charge; the right of the inmate to question any person summoned; the right of the inmate to call witnesses and present documentary evidence in their defense when permitting him or her to do so will not be unduly hazardous to institutional safety or correctional goals; written explanation from the person determining the disposition of charges with their reasons for refusing to call a witness; a written statement of the basis for the decision and the disciplinary action, if any, to be imposed; the right to assistance and advice in from staff or an inmate to preparing and presenting a defense and serve in an advisory capacity; substantial evidence to sustain the charge.
52. There are two types of NDCS disciplinary committees: 1) Institutional Disciplinary Committees (“IDC”) which shall hear misconduct reports for major rule infractions. “Major Rule Infractions” are those infractions that are likely to result in the loss of good time; 2) UDCs hear “minor misconduct reports for rule infractions. Minor UDC Infractions” are those infractions that are not likely to result in the loss of good time. Ex. 2, Policy 217.01, Sec. IV, A, B.
53. To determine whether IDC or UDC shall be used, the warden’s designee shall consider factors including but “not limited to the incarcerated individual’s disciplinary history, the nature of the alleged offense(s) and the likelihood loss of good time being imposed.” Ex. 2, Policy 217.01, Sec. IV(C)(2)(a).
54. Each warden will develop guidelines to assist the warden’s designee in determining which incarcerated individual

infractions will be managed by the UDC and which by the IDC.  
Ex. 2, Policy 217.01, Sec. IV(C)(2)(b).

55. Policy 217.01(VI) sets out the hearing procedures for UDC, which specifically preclude procedures that are mandated by Neb. Rev. Stat. § 83-4,122.
56. Policy 217.01(VI)(F) states that “no witnesses, including the reporting team member, are permitted at the UDC hearing.” This is in direct violation of Neb. Rev. Stat. § 83-4,122(3) which includes that the “individual bringing the charge shall also appear at such hearing” and (4) “The inmate charged . . . shall be allowed to call witnesses and present documentary evidence in his or her defense when permitting him or her to do so will not be unduly hazardous to institutional safety or correctional goals.”
57. Neb. Rev. Stat. § 83-4,122(7) mandates the adequate opportunity to prepare a defense, and that such opportunity “shall include the right to assistance and advice in preparing and presenting a defense from any inmate in general population or staff member at the institution where the hearing is held. Such inmate or staff member may serve in such an advisory capacity for the inmate so charged.”
58. Contrarily, Policy 217.01(E) permits (not requires) appointment of a representative, and only where the charged individual is not capable of collecting and presenting evidence effectively themselves. Ex. 2.
59. The adjudication of Petitioner’s MR #HMP4, containing Class II misconduct charges, through an UDC hearing pursuant to Policy 217.01 did not comport with the requirements of Neb. Rev. Stat. § 83-4,122. Ex. 1, MR; Ex. 2, Policy 217.01; Ex. 3, UDCAS.
60. Review of the UDC hearing procedures in Policy 217.01(VI) demonstrates that UDCs may not be used to adjudicate MRs alleging violations of Class I, II, or more than three Class III offenses without violating Neb. Rev. Stat. § 83-4,122.

**III. NDCS's adjudication of Petitioner's Misconduct Report  
#HMP4 violated the Due Process Clause, pursuant to the  
Declaratory Judgments Act, Neb. Rev. Stat. § 25-21,149.**

61. Petitioner re-alleges and incorporates by reference the paragraphs above as though fully set forth herein.
62. Petitioner has a liberty interest in the reduction of his sentence through good time credit as provided by statute. Constitutionally sufficient procedures were not utilized prior to disqualifying him from good time credit under Neb. Rev. Stat. § 83-1,107(2)(b).
63. In Nebraska, the reduction of a sentence for good behavior is a statutory right which may not be taken away without following minimum due process procedures. *Sepulveda v. Nebraska Dep't of Corr. Servs.*, 9 Neb.App. 133, 136–37 (2000).
64. The test for a due process violation looks at: (1) was there a liberty interest that has been deprived; and, (2) did the State follow constitutionally sufficient procedure. *Swarthout v. Cooke*, 562 U.S. 216, 219 (2011).
65. State-created rights such as eligibility for good time and sentence reduction are “sufficiently embraced within Fourteenth Amendment ‘liberty’ to entitle [Petitioner] to those minimum procedures appropriate under the circumstances and required by the Due Process Clause to insure that the state-created right is not arbitrarily abrogated.” *Wolff. v. McDonnell*, 418 U.S. 539, 557 (1974).
66. Individuals incarcerated in Nebraska only lose good time if they are guilty of serious misconduct, thus: “the determination of whether such behavior has occurred becomes critical, and the minimum requirements of procedural due process appropriate for the circumstances must be observed.” *Id.* at 558.

67. Having recognized the state-created liberty interest in good time credits, the Court ordered that good time cannot be lost without “minimum requirements of procedural due process appropriate for the circumstances.” *Id.*
68. The inmate should be allowed to call witnesses and present documentary evidence in his defense if permitting him to do so will not jeopardize institutional safety or correctional goals. *Id.* at 566.
69. There must be “a written statement by the factfinders as to the evidence relied on and reasons for the disciplinary action.” *Wolff*, 418 U.S. at 564 (citing *Morrissey v. Brewer*, 408 U.S. 471, 489 (1972)).
70. “The fundamental requirement of due process is the opportunity be heard at a meaningful time and in a meaningful manner.” *Mathews v. Eldridge*, 424 U.S. 319, 333 (1976).
71. To determine what process Petitioner is due, this Court should consider (1) the private interest affected by the government action; (2) the risk that current procedures will cause an erroneous deprivation of that private interest, and the extent to which that risk could be reduced by additional safeguards; and, (3) the government’s interest in maintaining the current procedures. *Mathews*, 424 U.S. at 335.
72. Petitioner has a liberty interest in the length of his sentence—it directly determines his ability to be in the community without restriction and to engage in society through acts such as voting. Good time credits impact the duration of his sentence, and are a liberty interest entitled to due process protections. *Wolff*, 418 U.S. at 557.
73. Petitioner asserts a complete factual defense to the misconduct allegations. Ex. 1, MR.
74. The current UDC procedures, as discussed above, restricted Petitioner from presenting evidence and calling witnesses at the UDC hearing.
75. The process for UDC set out in Policy 217.01, as well as the particular application in Petitioner’s case, have interfered with

the accuracy of the fact-finding and prevented a fair and correct outcome in this case. Ex. 2, Ex. 3, UDCAS.

76. The failure to cause the appearance of the “the individual bringing the charge” as described in Neb. Rev. Stat. § 83-4,122(3) prevented Petitioner from being able to meaningfully dispute the allegations. Specifically, he was not able to inquire into the source of the report at the crux of the issue—i.e. that a third party told the individual bringing the charge that Petitioner was instructed to stay out of the main building.
77. Petitioner was not permitted to call the third party as a witness or to seek and produce documentation, which does exist, to contest this allegation.
78. Petitioner immediately and specifically identified the NDCS staff persons individuals who gave him permission to enter the main building. Ex 1, MR. Petitioner was not permitted to call these witnesses to confirm that permission. He was not permitted to call the staff person working the West sallyport to explain that, for Petitioner to access the main building, the staff must necessarily grant authorization by patting him down and physically letting him into the building.
79. These UDC proceedings violate Petitioner’s most fundamental of due process rights: to be permitted to provide evidence in support of a denial of factual guilt where conviction deprives him of liberty. The right to be heard is illusory where the “meaningful manner” is not provided. *See Mathews*, 424 U.S. at 333.
80. The sole member of the UDC provided no explanation for the lack of inquiry into the exculpatory evidence, nor any explanation for how the decision that was made can be reckoned that available exculpating evidence. Due process requires that a factfinder necessarily concern themselves with the truth of the allegations, even where the impacted party is procedurally restricted from particular methods of defense.

81. The IDC processes set out in Policy 217.01(VII) would have provided additional safeguards to prevent the erroneous deprivation of liberty that occurred to Petitioner. *See Mathews*, 424 U.S. at 335; Ex. 2.
82. Petitioner's strong liberty interest in the length of his sentence, and resulting freedom from incarceration, paired with the readily available procedure of the IDC, far outweigh the government interest when applied here.

**IV. The imposition of unpaid labor as a disciplinary sanction violates the Nebraska Constitution's prohibition against slavery and involuntary servitude, pursuant to the Declaratory Judgments Act, Neb. Rev. Stat. § 25-21,149.**

83. Petitioner re-alleges and incorporates by reference the paragraphs above as though fully set forth herein.
84. Slavery and involuntary servitude are prohibited in Nebraska. Neb. Const. art. I, sec. 2 (1875); Amended 2020, Laws 2019, LR1CA, sec. 1.
85. The 2020 amendment to Article I, section 2, of the Nebraska Constitution removed the exception to the prohibition: "There shall be neither slavery nor involuntary servitude in this state" by eliminating the language "otherwise than for punishment of crime, whereof the party shall have been duly convicted."
86. Imprisonment is not servitude, but labor enforced as a punishment is involuntary servitude. *Smolczyk v. Gaston*, 147 Neb. 681, 685 (1946).
87. Petitioner's sanction of five hours of "Extra Duty" is five hours of unpaid labor. Ex. 3, UDCAS, Ex. 4, Record of Extra Duty.
88. "An incarcerated individual does not have the prerogative to accept or deny any Extra Duty assignments." Ex. 6, Extra Duty Orientation.
89. Petitioner was required to comply with the imposed Extra Duty sanction, or risk being charged with additional misconduct.

Violating disciplinary restrictions or sanctions is Class III misconduct. 68 Neb. Admin. Code Ch. 5, 005.

90. Petitioner spent over five hours pulling weeds and cleaning the dorm to satisfy his MR sanction. Ex. 4, Record of Extra Duty (July 30, 2026). The description of the “volunteering” in reference to 4.5 hours of the manual labor is not accurate. *Id.*
91. Petitioner was not volunteering but rather was subjected to labor enforced as a punishment: involuntary servitude.
92. Petitioner was forced into involuntary servitude as punishment at the risk of further punishment, which is not permissible under Neb. Const. art. I, sec. 2.
93. In removing the “otherwise than for punishment” exception, the law clearly reflects that involuntary servitude has no place in Nebraska, whether an individual is incarcerated or not.
94. For these reasons, Petitioner’s constitutional rights were violated when he was subject to labor as enforced as punishment.

WHEREFORE, Petitioner prays for the Court to:

1. Issue an Order that Respondent must provide Petitioner with statutorily sufficient disciplinary hearing process on MR #HMP4, including central office review, consistent with NDCS Policy 217.01 and Nebraska law;
2. Issue a Declaratory Judgment finding Respondent’s use of a Unit Disciplinary Committee pursuant to the hearing procedures in Policy 217.01(VI) to adjudicate Misconduct Reports which allege violations of Class I, II, or more than three Class III offenses is a violation of Neb. Rev. Stat. § 83-4,122;
3. Issue a Declaratory Judgment finding Respondent violated Petitioner’s due process rights in the disposition of MR #HMP4;

4. Issue a Declaratory Judgment that the Respondent's use of unpaid labor as a disciplinary sanction violates the Nebraska Constitution's prohibition against slavery and involuntary servitude; and,
5. Grant Petitioner any further relief this Court deems just and proper.

Dates September 25, 2026.

Grant Gregory, Petitioner

By: /s/ Jennifer M. Houlden

Jennifer M. Houlden, #23611

Grant L. Friedman, #27862

ACLU of Nebraska Foundation

134 S. 13<sup>th</sup> St. Ste. # 1010

Lincoln, NE 68508

joulden@aclunebraska.org

gfriedman@aclunebraska.org

(402) 476-8091

Attorneys for Petitioner

**Nebraska Department of Correctional Services**  
**DISCIPLINARY MISCONDUCT REPORTING FORM**

M.R.#: HMP4

Time: 14:47 &amp; Date Filed: 07/13/2026

Time: 17:28 &amp; Date Logged: 07/13/2026

Name: GREGORY, GRANT

Inmate Number: 217672

Date: 07/13/2026 and Time: 14:32 report was written

Reporting Employee: Unit Manager Michael Kinney

RULE INFRACTION: (Ct 1) 2J-UNAUTHORIZED AREAS, (Ct 2) 2E-DISOBEYING AN ORDER

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EXPLAIN VIOLATION FULLY: (who, what, when, where, how, why, and your action)

On July 13, 2026 I, Unit Manger Michael Kinney, was assigned to Day Shift at the Community Corrections Center - Lincoln (CCC-L). At approximately 1408 hours I was reviewing institutional video surveillance system to review if an inmate from Transitional Housing Unit (THU) had entered the CCC-L main building visitation area. During this review I discovered that inmate Gregory, Grant 217672 (assigned to THU T-59) entered the CCC-L main building visitation area at 13:04:45 hours on July 13, 2026 and remained there until 13:06:25 hours. While in the visiting area, inmate Gregory spoke with another inmate. After my video review, I verified with Case Manager Scdoris (THU Case Manager) that inmate Gregory did not have permission to enter the CCC-L visiting area and had been specifically instructed by Case Manager Scdoris to stay out of the main building.

Evidence Collected: NO

Where Held:

by:

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Unit Manager Michael Kinney

(Signature of Reporting Employee)

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**HEARING BEFORE INVESTIGATING OFFICER**

Date: 07/16/2026 and Time : 13:36 of Hearing before Investigating Officer.

Number of hours between infraction or discovery and filing: 0.65

Inmate Present: YES

Comment: I did have permission from Holmes who was working and Jones when I entered the main building. Holmes was working THU and Jones the sallyport. I always asking permission to go to the main building.

For the purposes of my Disciplinary Committee hearing on this misconduct report:

IDC Representation Requested: N/A

Who:

IDC Witnesses Requested: N/A

Who:

IDC Employee Requested: N/A

IDC 24Hr Notice of Charges:

24Hr Notice of Hearing:

Appearance Before Committee:

Dismissal Recommended: NO

**EXHIBIT****1**

**Nebraska Department of Correctional Services**  
**DISCIPLINARY MISCONDUCT REPORTING FORM**

M.R.#: HMP4

Time: 14:47 &amp; Date Filed: 07/13/2026

Time: 17:28 &amp; Date Logged: 07/13/2026

Investigation Continued:

Date: and Time:

Comments and Finding of facts: YOU WILL BE SENT A PASS FOR THE UDC HEARING. THE DATE, TIME AND LOCATION OF THE HEARING WILL BE ON THE PASS. IF YOU ARE NOT PRESENT, YOU ARE WAIVING THE HEARING AND THE MR WILL BE HEARD WITHOUT YOU. YOU WILL BE SENT A COPY OF THE ACTION SHEET.

Recommended date of Disciplinary Committee Hearing:

Date: 07/22/2026 and Time : will notify

Copy of completed report delivered to inmate:

Date: 07/16/2026 and Time : 13:40

Ask inmate (if applicable): Do you knowingly, intelligently, and voluntarily waive the above indicated rights? Do you affirm that no threats, coercion, or promises have been made to you to obtain your signature? Do you understand that the rights you've waived will not influence the disposition of the Committee?

Inmate's Waiver Response : NO

If your case is heard at Unit Disciplinary Committee (UDC), you have no right to a representative, no right to the reporting employee present at the hearing, no right to request witnesses, no right to receive twenty-four hours notice of the charges, and no right to appeal the decision.



(Signature of Inmate)

  
Sgt C Wokoma

(Signature of Investigating Officer)

|                                                                                                                                                         |                                |                  |                |
|---------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|------------------|----------------|
|  <p>Good Life. Great Mission.</p> <p>DEPT OF CORRECTIONAL SERVICES</p> | POLICY                         |                  |                |
|                                                                                                                                                         | INMATE RULES AND DISCIPLINE    |                  |                |
|                                                                                                                                                         | EFFECTIVE DATE<br>May 31, 2025 | NUMBER<br>217.01 | PAGE<br>1 of 9 |
| STATEMENT OF AVAILABILITY                                                                                                                               |                                |                  |                |
| Law Library Access                                                                                                                                      |                                |                  |                |

EFFECTIVE: March 1, 1989  
 REVIEWED: August 31, 2015  
 REVISED: December 31, 2016  
 REVISED: June 30, 2017  
 REVISED: July 31, 2018  
 REVISED: June 30, 2019  
 REVISED: August 31, 2020  
 REVISED: December 31, 2021  
 REVISED: July 31, 2022  
 REVISED: July 31, 2023  
 REVISED: October 31, 2024  
 REVIEWED: May 31, 2025

#### SUMMARY OF REVISION/REVIEW

Reviewed, no changes.

APPROVED:

*Rob Jeffreys*

Rob Jeffreys (Apr 26, 2025 10:53 CDT)

Rob Jeffreys, Director  
Nebraska Department of Correctional Services

EXHIBIT

2

|                                                                                                                                                 |                             |        |        |
|-------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------|--------|--------|
| <br>Good Life. Great Mission.<br>DEPT OF CORRECTIONAL SERVICES | POLICY                      |        |        |
|                                                                                                                                                 | INMATE RULES AND DISCIPLINE |        |        |
|                                                                                                                                                 | EFFECTIVE DATE              | NUMBER | PAGE   |
|                                                                                                                                                 | May 31, 2025                | 217.01 | 2 of 9 |
| STATEMENT OF AVAILABILITY                                                                                                                       |                             |        |        |
| Law Library Access                                                                                                                              |                             |        |        |

## PURPOSE

It is an objective of the Nebraska Department of Correctional Services (NDCS) to maintain a safe, secure, and humane environment for incarcerated individuals, team members and the public. In furtherance of this objective, the Department shall promulgate a set of rules governing incarcerated individual conduct which shall be called the Code of Offenses. The Code of Offenses is promulgated as Title 68, Nebraska Administrative Code, Chapter 5 which establishes penalties for violation of such rules. The Department shall further promulgate a set of rules governing incarcerated individual disciplinary procedures which shall be called Inmate Disciplinary Procedures. The Inmate Disciplinary Procedures is promulgated as Title 68, Nebraska Administrative Code, Chapter 6 which establishes incarcerated individual disciplinary procedures. These rules are incorporated into this policy by reference. This policy is reviewed at least annually and updated, if necessary. (ACI-3C-01, ACI-3C-02, ACRS-3A-01, ACRS-3A-02)

## PROCESS

### I. AVAILABILITY OF RULEBOOK

Title 68, Nebraska Administrative Code, Chapters 5 and 6 which contain all chargeable offenses, ranges of penalties and disciplinary procedures, shall be given to each incarcerated individual and team member. Title 68, Nebraska Administrative Code, Chapters 5 and 6 shall be translated into those languages spoken by significant numbers of incarcerated individuals. Signed acknowledgement of receipt of the rulebook shall be maintained in the incarcerated individual's file. When a literacy or language problem prevents an incarcerated individual from understanding the rulebook, a team member or translator shall assist the individual in understanding the rules and this action shall be documented in the individual's institutional file. Visually impaired individuals will have access to an audiotope of Title 68, Nebraska Administrative Code, Chapters 5 and 6. (ACI-3C-03)

### II. TEAM MEMBER TRAINING

Team members working with incarcerated individuals shall receive training in the Code of Offenses, the rationale for these rules, and the sanctions available. (ACI-3C-04)

### III. INFORMAL RESOLUTION

Often incarcerated individual misconduct can be handled informally. The team member observing the misbehavior will decide if the misbehavior is best handled by writing an incident report, writing a warning log entry and/or discussing the behavior with the individual informally. The team member should consult with the supervisor as needed. If a misconduct report is not written, it is advisable to write an incident report.

### IV. DISCIPLINARY COMMITTEES

- A. Each facility shall have an Institutional Disciplinary Committee (IDC). An IDC shall hear misconduct reports for major rule infractions. "Major Rule Infractions" are those infractions that are likely to result in the loss of good time. (ACRS-6C-02)
- B. Each facility shall have Unit Disciplinary Committee(s) (UDC). UDC shall hear minor misconduct reports for rule infractions. "Minor UDC Infractions" are those infractions that are not likely to result in the loss of good time. (ACI-3C-05, ACRS-6C-01)

|                                                                                                                                                         |                                |                  |                |
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C. As part of the investigatory hearing, see (VI.C.) below, the warden's designee(s) shall refer cases of incarcerated individual infractions to either IDC or UDC as follows:

1. Review the report and determine the offense(s) allegedly committed.
2. Determine whether the hearing on the report shall be conducted by the IDC or the UDC.
  - a. Factors to be considered to determine whether alleged offenses are minor infractions to be heard by the UDC or major infractions to be heard by IDC include but are not limited to the incarcerated individual's disciplinary history, the nature of the alleged offense(s) and the likelihood loss of good time being imposed.
  - b. Each warden will develop guidelines for his/her facility to assist the warden's designee in determining which incarcerated individual infractions will be managed by the UDC and which by the IDC.

V. REPORT AND INVESTIGATION (IDC AND UDC)

A. If a team member witnesses or has a reasonable belief that an infraction of the Code of Offenses has been committed by an incarcerated individual, the team member shall prepare a written misconduct report (MR). The report shall be filed with the warden/designee, within 72 hours of the occurrence of the infraction or the discovery of it. The point of discovery of a drug violation based on a laboratory drug test is when the result of the laboratory test is received by the facility's designated team member. The report shall be placed in the files of the facility and logged in the facility records. The report shall be logged within 24 hours after the report is filed, which commences the investigation. (ACI-3C-05, ACI-3C-07, ACI-3C-08, ACI-3C-09, ACI-3C-10, ACI-3C-11)

Misconduct reports shall not be issued for self-harm/suicide attempts.

B. After a MR is logged, an appropriate investigation will be completed without unreasonable delay, unless there are exceptional circumstances. Any exceptional circumstances shall be documented. (ACI-3C-09)

C. An investigatory hearing provided in Title 68, Nebraska Administrative Code, Chapter 6 shall be held regardless of whether the disciplinary matter will be assigned to UDC or IDC. The incarcerated individual shall be notified by the warden's designee whether the case will be heard by the UDC or IDC.

D. Identification of Confiscated Medications

1. The evidence custodian/designee will take all confiscated medications needing identification and photograph each pill (both sides), ensuring that each photo is clearly visible for identification purposes.
2. The *Identification of Confiscated Medication form* (Attachment A) will be completed for each medication confiscated.

|                                                                                                                                                                          |                                       |                         |                       |
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3. The photo(s) and corresponding form(s) for each confiscated medication will be scanned to a PDF and e-mailed to the "DCS Pharmacy" group within three working days of being placed into evidence.
4. An assigned team member at the NDCS Pharmacy will review and provide the completed form(s) back to the respective facility evidence custodian/designee within three business days of receipt.

#### VI. HEARING PROCEDURES FOR UDC (ACRS-6C-03)

After the investigatory hearing, cases assigned to UDC shall follow these rules:

- A. The UDC hearing shall be held within seven days, excluding weekends and holidays, after the occurrence or discovery of an infraction. (ACI-3C-05, ACI-3C-13)
- B. The person conducting the UDC hearing may grant a continuance of the UDC hearing for good cause shown for a reasonable period of time. (ACI-3C-14)
- C. The person conducting the UDC hearing shall not have first-hand knowledge of the rule violation. (ACI-3C-05, ACI-3C-15)
- D. The incarcerated individual has a right to 24-hour notice of the UDC hearing and a right to be present at that hearing. The individual may waive either or both of these rights. (ACI-3C-05, ACI-3C-12, ACI-3C-13, ACI-3C-16)
- E. The UDC chairperson may decide to allow and appoint a representative(s) when it is apparent that an incarcerated individual is not capable of collecting and presenting evidence effectively on his or her own behalf. (ACI-3C-18)
- F. No witnesses, including the reporting team member, are permitted at the UDC hearing.
- G. The UDC decision shall be in writing. A copy of the UDC decision shall be given to the incarcerated individual.
- H. The warden/designee shall review and approve UDC decisions to assure conformity with policy and regulations. The warden/designee may modify or decrease sanctions imposed by the UDC but may not increase the severity of the sanctions. (ACI-3C-22)
- I. If the warden/designee reverses the UDC decision, the warden/designee will state a reason for his/her action and ensure that records of the disciplinary action are removed from the incarcerated individual's record.
- J. UDC decisions cannot be appealed to a NDCS Appeals Board. However, incarcerated individuals may request a central office review of a UDC decision if that decision disqualifies them for sentence reduction available under Neb. Rev. Stat. §83-1,107(2)(b) (commonly referred to as LB 191). That statute states in part: the department shall reduce the term of a committed offender by three days on the first day of each month following a 12-month period of incarceration within the department during which the offender has not been found guilty of any Class I or Class II offenses or more than three Class III offense under NDCS disciplinary code.

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The incarcerated individual must initiate a central office review of a UDC decision within 15 days of the date of the decision by sending an Inmate Interview Request (IIR) form to the facility records manager. The incarcerated individual shall indicate in the IIR a desire to have the identified misconduct report undergo the central office review. The facility records manager will verify that the decision proposed for review is the fourth UDC decision regarding a Class III offense and would prevent a three-day sentence reduction (provided there have been no Class I or Class II misconduct reports). If eligible, the facility records manager will forward the IIR and a legible copy of the UDC action to the central office assistant deputy director-classification within six days and provide written response to the incarcerated individual that the request was forwarded. If the UDC decision is not eligible for review, the request will be returned to the incarcerated individual with explanation of same. The assistant deputy director-classification will consider the record of the UDC decision being reviewed and determine if the original decision should stand, and will advise the incarcerated individual of same within 15 days of the receipt of the request.

VII. HEARING PROCEDURES FOR IDC (ACRS-6C-03)

A. Scheduling/Notification

Incarcerated individuals charged with a rule violation referred to IDC shall be scheduled for a hearing as soon as practicable, but no later than seven working days (excluding holidays and weekends) after the alleged violation. Incarcerated individuals shall be notified of the time and place of the hearing at least 24 hours before the hearing. (ACI-3C-13)

B. Waivers

The incarcerated individual may waive or consent to the denial of any of the procedures mentioned in Title 68, Nebraska Administrative Code, Chapter 6 but only if such waiver is voluntarily made. *Nebraska Department of Correctional Services Inmate Waiver-Disciplinary Committee* (Attachment B) Waivers and consents shall be reduced to writing and reviewed by the warden/designee. (ACI-3C-12)

C. Requests For Documents, Representatives And/or Witnesses

Requests for documents, representatives and/or witnesses to appear at a disciplinary hearing must be made at the time of the Investigating Officer's hearing, or must be in writing and received by appropriate team member at least 24 hours in advance of the disciplinary hearing. If a timely request is not made, the requested documents, representatives and/or witnesses may be denied. Witnesses from outside the facility may not be present. An incarcerated individual may obtain a written statement from a witness from outside the facility who has relevant knowledge of the incident. The incarcerated individual requesting the statement is responsible for obtaining any such statement in time for the scheduled hearing. (ACI-3C-17)

If a requested statement is from an incarcerated individual in another NDCS facility, such statement will be requested by and sent to the Disciplinary Committee Coordinator. Failure to receive a requested statement does not require a continuance.

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D. Warden's Review

The warden/designee shall review and approve IDC decisions to assure conformity with policy and regulations. It is expected that the warden/designee will review all IDC actions within 5 days of the IDC decision. The warden/designee may modify or decrease sanctions imposed by the IDC, but may not increase the severity of the sanctions. (ACI-3C-22)

VIII. **SANCTIONS (IDC AND UDC)**

NDCS does not utilize disciplinary segregation or solitary confinement. (ACI-3D-08, ACI-4A-04, ACI-4A-06, Title 68, Nebraska Administrative Code, Chapter 6)

- A. Neither the IDC nor the UDC shall impose changes in work, education, or other program assignments as disciplinary sanctions. Actions of this nature are administratively decided by classification teams.
- B. IDC may impose any of the sanctions set forth in Title 68, Nebraska Administrative Code, Chapter 6. Loss of Good Time may be imposed if the committee finds the violation to be serious or flagrant. Flagrant or serious misconduct shall include: (1) Major disruption to the operation of the facility; (2) Threats to the safety or security of the facility, public visitors, team members and/or other incarcerated individuals; (3) Violence; (4) Substantial destruction of property; (5) Escape or attempted escape; or (6) Repeated violations of the same offense in the past 12 months. Non-Restorable Loss of Good Time may only be imposed for assaults resulting in serious injury to a person. For the purposes of sanctioning non-restorable good time, a serious injury involves a substantial risk of death involving serious, permanent disfigurement or long-term loss or impairment of the function of any body part or organ.
- C. UDC may impose the sanctions of:
  - 1. A verbal reprimand
  - 2. A written warning
  - 3. Extra duty without pay for up to 20 hours
  - 4. Room restriction of up to 21 days
  - 5. Restrictions from any correctional activities, except the recognized worship activity for his/her religious faith group, dining hall, designated group or individual therapy and school for a period of time not to exceed 21 days for all violations arising out of one incident. Restrictions on clothing, bedding, mail, visitation, use of toilets, washbowls, scheduled showers or facilities and materials needed for access to the courts shall be imposed only for abuse of such privileges or facilities.
  - 6. Restitution of up to \$100.00
  - 7. Restrictions from tablet/kiosk access
  - 8. Restrictions from canteen access

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- 9. Restrictions from telephone access
- 10. Restrictions from housing unit lobby access
- 11. Restrictions from yard and recreation access
- D. When an incarcerated individual is on IDC room restriction, the incarcerated individual shall not attend his/her facility work assignment.
- E. When an incarcerated individual is on UDC room restriction, the incarcerated individual shall attend his/her facility work assignment.
- F. Incarcerated individuals on room restriction shall be afforded at least 24 hours of out of cell time within a seven-day period.
- G. When imposing extra duty or room restriction, the IDC and the UDC shall specifically state the number of hours of extra duty and/or the number of days the incarcerated individual shall be on room restriction.
- H. When imposing the loss of good time, the IDC shall specifically state the amount of good time being taken.
- I. The IDC and the UDC shall impose disciplinary sanctions in a progressive manner as appropriate. (ACRS-6C-04)
- IX. **DECISION AND DOCUMENTATION (IDC AND UDC) (ACRS-6C-03)**
  - A. The decisions of the IDC or UDC shall be based solely on information obtained in the hearing process. (ACI-3C-19)
  - B. The proceedings before the IDC shall be digitally recorded and that recording shall be retained by the facility for at least two years. Hearings before UDC need not be recorded (ACI-3C-15).
  - C. A written record of the decision of the IDC or UDC and the supporting reasons shall be made and a copy given to the incarcerated individual. For MRs processed on paper, the written record of the hearing and supporting documents are to be kept in the incarcerated individual master records file. For MRs processed via the Nebraska Inmate Case Management System (NICaMS), the Misconduct Report Routing System (MRRS) application will store electronic records in lieu of paper ones. (ACI-3C-20)
  - D. If an IDC, UDC or an appellate body dismisses or reverses all charges on a misconduct report, all records of the disciplinary action, regardless of disposition, shall be removed from the incarcerated individual's misconduct report history; however, NDCS may preserve such records to be used for statistical/research purposes in a location which is separate and apart from the incarcerated individual's misconduct report history. When an incarcerated individual is found guilty of only some of the rule violations he or she was originally charged with, the disciplinary record must show which charges were dismissed. This provision includes misconduct reports dismissed at UDC or IDC, by the

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warden/designee, or overturned on appeal by the NDCS Appeals Board, the District Court, Court of Appeals, or Supreme Court. (ACI-3C-21)

X. RIGHTS OF APPEAL (IDC ONLY) (ACRS-6C-03)

A. NDCS Appeals Board

Incarcerated individuals found guilty of offenses by IDC shall be informed of their right to appeal the decisions to the NDCS Appeals Board. These procedures are outlined in Title 68, Nebraska Administrative Code, Chapter 6, Inmate Disciplinary Procedures, of the Inmate Rules and Regulations Book. (ACI-3C-23)

B. Administrative Procedure Act

If an IDC imposes a loss of good time as a sanction, the incarcerated individual has the right to appeal the action to the State District Court under the Nebraska Administrative Procedure Act (APA). If the incarcerated individual chooses to appeal under the APA, he or she may file a petition in State District Court within 30 days after the service of the NDCS Appeals Board's final decision.

C. Team Member Summons/Notification

A summons will be served on the defendants after the filing of the petition. Any department team member who receives such summons shall immediately notify the litigation contact person for the facility, who shall immediately notify the NDCS Appeals Board team members.

D. Certified Transcripts

When ordered by the Nebraska Department of Justice, a certified transcript of the disciplinary record reviewed by the NDCS Appeals Board and a transcript of the digitally recorded hearing will be transmitted to the State District Court by the NDCS Appeals Board team members or NDCS legal division within 30 days after the service of the summons in an appeal under the APA absent a court ordered extension of time. The assistant attorney general assigned to the appeal will be notified promptly by the NDCS Appeals Board team members or NDCS legal division of any need for an extension of these time limits so that additional time may be requested from the court.

XI. INTOXICANT

For purposes of incarcerated individual discipline, intoxicant means any substance whose purpose is to induce a condition of intoxication, stupefaction, depression, giddiness, paralysis, inebriation, excitement or irrational behavior or in any manner change, distort or disturb the auditory, visual mental or nervous processes.

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## REFERENCE

- I. STATUTORY REFERENCE AND OTHER AUTHORITY
  - A. Neb. Rev. Stat. § 83-1,107(2)(b)
  - B. Title 68, Nebraska Administrative Code, Chapter 5
  - C. Title 68, Nebraska Administrative Code, Chapter 6
- II. NDCS POLICIES – None noted
- III. ATTACHMENT
  - A. Identification of Confiscated Medications (DCS-A-adm-062-pc)
  - B. Nebraska Department of Correctional Services Inmate Waiver-Disciplinary Committee
- IV. AMERICAN CORRECTIONAL ASSOCIATION (ACA)
  - A. Expected Practices for Adult Correctional Institutions (ACI) (5<sup>th</sup> edition): 5-ACI-3C-01, 5-ACI-3C-02, 5-ACI-3C-03, 5-ACI-3C-04, 5-ACI-3C-05, 5-ACI-3C-07, 5-ACI-3C-08, 5-ACI-3C-09, 5-ACI-3C-10, 5-ACI-3C-11, 5-ACI-3C-12, 5-ACI-3C-13, 5-ACI-3C-14, 5-ACI-3C-15, 5-ACI-3C-16, 5-ACI-3C-17, 5-ACI-3C-18, 5-ACI-3C-19, 5-ACI-3C-21, 5-ACI-3C-22, 5-ACI-3C-23, ACI-3D-08, ACI-4A-04, ACI-4A-06
  - B. Standards for Adult Community Residential Services (ACRS) (4<sup>th</sup> edition): 4-ACRS-3A-01, 4-ACRS-3A-02, 4-ACRS-6C-01, 4-ACRS-6C-02, 4-ACRS-6C-03, 4-ACRS-6C-04

**Nebraska Department of Correctional Services**  
**UNIT DISCIPLINARY COMMITTEE ACTION SHEET**

M.R.#: HMP4

Log Time/Date: 07/13/2026 05:28 PM

Institution: CCL

Name: GREGORY, GRANT

Number: 217672

Hrg. Date: 07/20/2026

&amp; Time: 11:03

**CHARGES :** (Ct 1) 2J-UNAUTHORIZED AREAS, (Ct 2) 2E-DISOBEYING AN ORDER

Continued Hearing: NO

Reason:

Interpreter Present :

**PRESENTATION OF EVIDENCE:**

Documentary evidence received in Inmate's defense:

Summary of Inmate's testimony: I DONT THINK IT SEEMS PROHIBITED TO COME TO THE MAIN BUILDING WHEN I HAVE SEVERAL THINGS TO DO HERE. I HAD PERMISSION TO BE IN HERE.

**EVIDENCE RELIED ON TO SUPPORT FINDINGS:**

Misconduct Report:# HMP4

Date of Misconduct Report: 07/13/2026

Written statements, physical evidence, documentary evidence, or other:

Disposition of Physical Evidence:

**DECISION OF DISCIPLINARY COMMITTEE:**

Guilty Count(s): 1

Dismissed Count(s): 2

Dismissed For Not Being Heard in 7 days: No

**BASIS FOR COMMITTEE FINDINGS:** THIS COMMITTEE FINDS THIS INCARCERATED INDIVIDUAL GUILTY OF COUNT 1, 2J UNAUTHORIZED AREAS DUE TO INCARCERATED INDIVIDUAL NOT HAVING PERMISSION FROM STAFF MEMBER(S) THAT INCARCERATED INDIVIDUAL WAS APPROVED TO BE IN THE MAIN BUILDING AT THIS TIME.

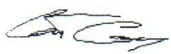
Sanctions Imposed:

| CT | Charge                | Rest Type     | Start Date | End Date   | LGT<br>Amt | LGT<br>NR? | Action                                                            |
|----|-----------------------|---------------|------------|------------|------------|------------|-------------------------------------------------------------------|
| 1  | 2J-UNAUTHORIZED AREAS | EXTRA<br>DUTY | 07/21/2026 | 08/21/2026 |            |            | 5 HOURS OF EXTRA DUTY 07/21/2026-08/21/2026 (30 DAYS TO COMPLETE) |

Received Room Restriction/Extra Duty Guidelines: NO

*Note: These disciplinary sanctions are considered by the Committee to be proportionate to the nature of your offense and to be necessary to deter you and other inmates from committing similar offenses in the future.*

NOTE: Inmate acknowledges receipt of the Disciplinary Committee Action Sheet.



07/20/2026

Inmate Signature/Number

Date

CM TRUJILLO

Chairperson

Member

W Hinzman for Warden

07/20/2026

Warden (or equivalent) Review

Date

Recorded By:

CM TRUJILLO

**EXHIBIT****3**

Nebraska Department of Correctional Services  
Community Corrections Center Lincoln

**RECORD of EXTRA DUTY  
DISCIPLINARY COMMITTEE**

**Inmate Name:** Gregory, Grant

**Number:** 217672

**Unit:** D

did receive 5 hours of EXTRA DUTY ON 7/21/26 from the CCCL Disciplinary Committee for MR# HMP4. The above inmate will complete the EXTRA DUTY at the request of CCCL staff.

The EXTRA DUTY is to be completed within 30 days, with a deadline of: 8 / 21 / 26.

| Date    | Hours Completed | Hours Remaining | Work Completed      | Staff Name  |
|---------|-----------------|-----------------|---------------------|-------------|
| 7/25/26 | .5              | 4.5             | PULLING WEEDS       | CPL. JONES  |
| 7/30/26 | 4.5             | 0               | D-UNIT VOLUNTEERING | CW CAYETANO |
|         |                 |                 |                     |             |
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NEBRASKA DEPARTMENT OF CORRECTIONAL SERVICES

INMATE INTERVIEW REQUEST

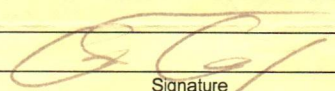
TO: FACILITY RECORDS MANAGER DATE: 7/23/26

FROM: Grant Gregory / 217672 CCLL D7 BU  
NAME / NUMBER FACILITY LOCATION

WORK LOCATION: HUD PORTER UNIT STAFF: BALLER

MESSAGE: I DESIRE TO HAVE MISCONDUCT REPORT  
# HMP4 UNDERGO A CENTRAL OFFICE REVIEW.

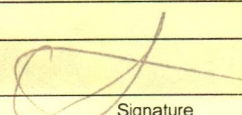
ORIGINAL - DCS Employee  
YELLOW - Inmate

  
Signature

Both copies need to be submitted for response.

REPLY: MR #HMP4 is a UDC  
level MR and is not eligible for  
appeal or additional review.

Date

  
Signature

**EXHIBIT**  
**5**

### EXTRA DUTY ORIENTATION

As a result of Disciplinary Committee action, you have received a penalty of performing extra duty. The following information will orient you to this procedure, so it may be completed as quickly and efficiently as possible.

Your Housing Unit/Bay Manager or designee will be notified of today's decision and of you receiving a penalty of extra duty. This Housing Unit/Bay Manager or designee will log this amount of time as a debit against you in the extra duty log.

To remove this debit, you must perform duty above and beyond the normal course of your assigned daily tasks under the supervision of a correctional employee.

Extra duty may be performed in the incarcerated individual's assigned area, provided the extra duty is not completed during the incarcerated individuals assigned/scheduled work hours.

Extra duty may be performed in any area of the institution, providing supervision is adequate and the incarcerated individual possesses the necessary skills or medical clearance to perform said extra duty.

An incarcerated individual does not have the prerogative to accept or deny any extra duty assignments, according to his personal preference.

When a certain amount of extra duty is completed under the supervision of an employee, it is the incarcerated individual's responsibility to request the supervising employee to signature/witness an extra duty slip. The extra duty slip will be filled out in its entirety and signed by the incarcerated individual and witnessed by the supervising employee and turned in to the Housing Unit/Bay Manager or designee for credit in the extra duty log.

Each time a credit is added, the balance will be adjusted to the extra duty log. When credits satisfy the debit registered from the Disciplinary Committee, the incarcerated individuals extra duty penalty is fulfilled.

Incarcerated individuals may not perform extra duty while on room/bay restriction.

The incarcerated individual's copy of his extra duty slip will serve as his receipt of extra duty performed. The Housing Unit/Bay Manager or designee will keep the original extra duty log for their files. The Housing Unit/Bay Manager or designee should note on the extra duty slip that credit has already been received, so the slip may not be used more than once.

IT IS YOUR RESPONSIBILITY TO COMPLETE THIS EXTRA DUTY WITHIN THIRTY (30) DAYS. FAILURE TO DO SO MAY RESULT IN DISCIPLINARY ACTION AGAINST YOU.

## Certificate of Service

I hereby certify that on Monday, September 28, 2026 I provided a true and correct copy of the Amended Petition to the following:

NE Dept of Correctional Services service method: Certified Mail

Signature: /s/ Houlden,Jennifer Marie (Bar Number: 23611)