

### **Changes to 2017-2018 AMCA Case**

On Page 1 Add: “While a direct appeal from the trial record, Petitioner had raised the issue of prison conditions in his appeal. This is because the sentence imposed how Petitioner will serve his time in prison.”

On Page 3 Change Footnote 2 to now read:

“According to briefs filed in this case, there is a history of major depression in his family and he alleges that after the time he has spent in prison he has trouble sleeping and little appetite. Major depression is the most severe form of depression. Expert witnesses for the State and Mr. DeNolf concur that he has shown signs of major depression: however, both have testified that such is common among individuals serving lengthy prison terms.”

On Page 4 Change: “wanted” to “want”

On Page 6 Add:

“In 20 states, inmates can be kept in solitary without definite release dates. While it is not unheard of for inmates to serve 15 to 30 years in solitary confinement, such a term is not the most common outcome. In fact, a few of these 20 states have no inmates serving without definite release dates.”

On Page 6 Change:

“Sentences such as life without parole or life with a possibility of parole, or long terms such as fifty years with a possibility of parole, are much more common for those convicted of murder.”

To

“Sentences such as life without parole or long terms such as fifty years without a possibility of parole, are much more common for those convicted of murder.”

On Page 6 Add: “Olympus is the only jurisdiction that grants judges this authority.”

On Page 6 Change Footnote 6 to now read:

“This authority is not being challenged on its face.”

On Page 6 Delete the following from Footnote 8: “it appears that a”

On Page 7 Change: “14.4%” to “14.45%”

On Page 7 Add:

“What is known is that 15 (30%) of the states automatically sentence gang-members to some form of restrictive housing. This is due to fears that gang members will pose a threat to other inmates as well as prison officials.”

On Page 7 Change:

“Where federal and Olympus data differ is that Olympus subjects a greater percentage of its inmates to solitary confinement based on their crimes committed before they entered prison than does the United States government (400 of 660 or 60.6%).”

To

“Where federal and Olympus data differ is that Olympus subjects inmates to solitary confinement based on their crimes committed before they entered prison (400 of 660 or 60.6%).”

On Page 9 Change “three mental professionals” to read “three mental health professionals”

On Page 9 Change:

Psychiatric inpatient treatment and medications are available on-site, but intensive psychiatric outpatient treatment is not available

To

Psychiatric outpatient treatment and medications are available on-site, but intensive psychiatric inpatient treatment is not available.

On Page 11 Add the words “or policy”

On Page 13 Change “Steven’s” to “Stevens”

On Page 13 Change:

This case poses the question of whether a prisoner who claims to have been subjected to “cruel and unusual punishments” *must* establish at a minimum that he has suffered a significant injury and that the conditions of confinement are “so grave” that they offend “contemporary standards of [human] decency.” *Helling*, 509 U.S. at 36.

to now read:

This case asks whether Mr. DeNolf has established that he has suffered a significant injury and that the conditions of confinement are “so grave” that they offend “contemporary standards of [human] decency.” *Helling*, 509 U.S. at 36.

On Page 13 Change “was” to “is”

On Page 18 Change “six” to “seven”