



August 22, 2014

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TBCJ Carmen Villanueva-Hiles
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TBCJ Judge Thomas P. Wingate

Honorable Gentlemen and Ladies, aides and advisors:

The attached letter and attachments come as a package to all of you, pleading for help, as I have sought for justice for retaliation against good-faith exposures of unethical conduct to and in TDCJ Chaplaincy.

Longest Cover Up. The last and worst exposure is the verified foolery of allowing life-sentenced murderers *unsupervised* access to cameras, recorders, scanners, color laser printers, and computers for years, exposed by me in July 2012 and following, that exposure covered up, most evidence ordered destroyed by Michael Upshaw by the end of November 2012, OIG prevented from investigating until Feb. 2014!, and to date STILL nothing has been done. It’s the longest cover up in TDCJ history.

Abuse of Authority. What abuse of authority and great unmerited illegal favor and protection have been exercised by so many, while others have been disciplined for far, far less! Equality took flight. Another relevant exposure, if ever OIG does a thorough investigation, is how several used the disciplinary process *not* to correct behavior, but – in my case clearly – abusively to advance their own vocational and religious ends. Contributing in no small way is that **TDCJ does not analyze employee disciplinaries** – another exposure totally ignored!¹ That shameful lack of analysis fosters the abusive use of the disciplinaries! Prisoner violations get regular analysis vs. employees zero! Another secret? – or not.

Book of Secrets. The letter attached to Livingston and Toney explain the essence of my pursuit, the first footnote giving you the link to the 716-page *Book of Secrets on the Longest Cover Up in TDCJ History* mailed to them, to the Hon. Greg Abbott, and emailed to Gov. Perry’s TDCJ advisor Jared Staples in Jan. 2014.² What happened at Polunsky clears me *and* exposes so much on those advising Livingston that it buggers the imagination ... now even to the manipulation of the OIG itself. All begging to high heaven the question: **What did the Polunsky wardens, et al, and Div. Dir. Michael Upshaw gain in purposely allowing such foolishness for so many years?** And *continuing* to cover up after my exposures for the last two years? Not a single attempt to correct the injustice to me. Not a single disciplinary to Upshaw, et al, for years of negligence, abuse of authority, and now obstruction of justice.

When did “analysis” become so hated in TDCJ?

Promotions? And then most of the primaries are promoted! *End the games. Help me.*

Chaplaincy too Valuable. TDCJ Chaplaincy helps the hearts of the most troubled in Texas and deserves the best, not the worst. Faith in religion is the greatest source of change in human history. But in TDCJ and at Polunsky especially, Chaplaincy was a religio-political-vocational play thing.

Please, please help me recover justice for me and so many others.

Sincerely,

Dr. Michael G. Maness
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409.383.4671 ~ Maness3@att.net



pdf of this letter with active links here:

www.PreciousHeart.net/OIG/TDCJ-Maness-8-2014.pdf
more links to key documents at end

¹ See fn. 3 below, *Book of Secrets*, pg. 99, fn. 95: from Open Records, I received two huge Excel worksheets with 86,773 TDCJ employee disciplinaries between 7-25-03 and 7-25-13, ten years, and according to the official respondents, **no reports or analyses at all** have been created or reported to Brad Livingston or the TBCJ! Why? No analysis of trends or a single thing?

² Jared Staples - Jared.staples@gov.texas.gov, advisor to Gov. Perry on TDCJ, to which this was sent, too.

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in addition to Livingston and Toney

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Few Trusted Peers and Others



August 22, 2014

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TDCJ Executive Office
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Huntsville, TX 77342-0099

Bruce Toney, Inspector General
Office of the Inspector General (OIG)
2503 Lake Road, Suite 5
Huntsville, TX 77340

Dear Brad and Bruce:

No one is above the law. This will be my last letter to you, sirs.

I did not send those letters and that Book of Secrets on the Longest Cover Up in TDCJ History for my mere pleasure. Oh no, not simply to see someone else get punished or a disciplinary, though I am waiting for that part of justice, too (not even a peep, after two years – atrocious!). Given Governor Perry’s trouble, I had no idea “abuse of power” carried such a stiff sentence, and someone in TDCJ is guilty of worse regarding me, certainly Michael Upshaw (perhaps he was ordered to censure me), and to some degree Deputy Director Bryan Collier for at least choosing to ignore clear pleas.

I sent the letters and Book of Secrets to get you to make things right by me. I gave you exposures of unethical treatment of prisoners in the Faith-Based Housing, and I was harassed for that with contrived disciplinaries. While I documented how my three disciplinaries were contrived, I endured all to stay in TDCJ – that I loved – but was sent to Polunsky. Within TDCJ, despite the contrivances, I had done all I could. But when my eyes opened at Polunsky, and began to defend policy and rationale – low and behold – it got clearer and clearer, thanks to the belligerence and shenanigans of Warden Richard Alford. My disciplinaries with Upshaw were ant hills compared the fortress of violations at Polunsky.

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3 See www.PreciousHeart.net/OIG/Treason.pdf, code to open “Love-Honor” for the full text to the Book of Secrets on the Longest Cover Up in TDCJ History. Presented in three parts, subtitled: The Case of Sherlock Holmes and the Enchanting Chaplain – Computers, Cameras, Scanners ... Given to Life-Sentenced Murderers Unsupervised in the Dark for Years ... and Retaliation for Whistle Blowers (plural) – Ruination of TDCJ Chaplaincy in the Works (2014; 716 pages), a hard copy of which was mailed to both Brad Livingston, Bruce Toney, and AG Greg Abbott.

I also sent five hard copies of the 30-page Treason Epilogue, www.PreciousHeart.net/OIG/Treason-Epilogue.pdf, code “Love-Honor” the epilogue final portion of the Book of Secrets, pages 663-716, to Livingston, Toney, and AG Gregg Abbott.

I want my honor restored ... yes, proper disciplinaries and firings for those like Upshaw who did the worst regarding the Polunsky chapel fiasco ... but *I want the wrongs done to me repaired ... capiche?*

To date there has not even been an acknowledgment of wrong doing, much less an apology, and many of those responsible were *promoted* and, worse, the cover up of Upshaw's cover up over a year later just stinks as foul as a TDCJ gator pit.

Brad, I was punished, harassed, fired for that 50-page Faith-Based Housing Letter *and* my advocacy of Chaplaincy that finally went through mediation by Michael Upshaw. Upshaw sent me to Polunsky to further slander my reputation and support his policy-violating Warden Frank Helm, and contrived to set me up to take the fall for the most serious violations at Polunsky that he and other wardens *knew about for years*. Years!

Brad and Bruce – why in God's name are your people HIDING and RUNNING and SCARED and afraid to deal with that exposure of mine?

Years, life-sentenced murderers had complete control of the chapel, and *unsupervised* access to \$1,000s of cameras, recorders, scanners, color printers, and high-end computers – years! I exposed that, Upshaw covered it up, and I still have NOT HAD A SANE CONVERSATION with anyone on it.

Upshaw, Stevens, Alford – three men in a tub, rub-a-dub-dub – have been scrubbing each other's backsides for years. They did not count on my exposure *again* while at Polunsky.

At my expense! Brad – are you going to thank me ... and restore my honor?

Or continue to support the three men in a tub? Well, I'm pullin' the plug.

As I was complaining, trying to get help – if Bryan Collier is honest, he'll remember me trying to get to him in July 2012 – and documenting, I was forced to retire under Polunsky Unit Warden Richard Alford who *refused* to help get control of the dangerous Polunsky chapel and unsupervised prisoners on computers with cameras, scanners, and color printers for *years* – refused to help.

I. The Worst Cover Up – Unsupervised Murderers

Brad, one last time to you, sir – **life-sentenced murderers** were allowed free **unsupervised** access to cameras, digital scanners, color laser printers, high-end computers **YEARS IN THE DARK** with an endless supply line before I got to Polunsky. That, sir, is my redemption and a best seller.

II. Worst Covered Up = More Bad Press for Hilarious Ineptitude

Non-religious people and atheists **LOVE to hear about such hilarious ineptitude** – the cover up by Dunbar and Upshaw making it all priceless fodder for proof of prison corruption, religious foolery, prisoner exploitation (albeit religious exploitation), illegal prisoner favor, off-shore accounting supplying illegitimate computers, all facilitated by the classically rotund clueless chaplain with volunteers playing mindless fiddles for prisoner advocacy! “We trust them 100%,” lead volunteer Chaplain Tommy Dill told me, who himself “donated” some of the computers and color laser printers – who to date, two years later has still not been interviewed – a good man who will certainly testify that Chaplain Collier had the wardens' 100% support for years. Tommy Dill bragged, prayed, fretted, and hoped for Warden Richard Alford to RETURN because of Alford's support years before as an Asst. Warden.

Checking with Tommy Dill and his wife and a few others – what else do you need?

Chaplain Collier got Chaplain of the Year for that mess – Polunsky chapel, heralded a model, doing so much, when in actuality it was the most policy-violating of any department in TDCJ history.

Some have wanted to credit chaplaincy or Chaplain Collier for this ineptitude, and continue to hide that it was Chaplain Maness that exposed it in July 2012 – more abuse of authority.

And – what? – this was going on *while* the death-row prisoner was calling Senator Whitmire on a smuggled cell phone (before, during, after). And – what, *again!* – this was going on *before, during, after* the three prisoners used the chapel for a staging area for an escape attempt.

The rest of that piece of hilarious ineptitude and monumental cover up, Brad, is in the *Book of Secrets*. Should you, Brad, sir, *continue* to do nothing, then I call into question your ability. And from

the Treason Epilogue,⁴ see how Upshaw ordered the TDCJ technology division to erase all, cover up all, fix all, clean and make all right again – really, really insane – with no official report, no attempt to decipher what the life-sentenced murderers had encrypted on 2 GBs of space, and – what? – not a single disciplinary. Oh, nothing after two years – a greater crock slop has not been seen in TDCJ. The process of cover up and cleaning all is the documented proof of the favoritism and protection of several, including at the top of the list Chaplain Collier, Warden Alford (all his Asst. Wardens and Majors), and others. Who else? That OIG has *not* even began to identify all who covered is proof, too, of Upshaw, et al, manipulating OIG, the tail wagging the dog, and obstruction of justice.

Abuses of authority layered like a Subway sandwich stretching too close Livingston’s office.

The fact that OIG was kept out of the picture until I sent you two that one-page letter a few weeks after I sent you that *Book of Secrets* in – WHEN – January of 2014, and the fact that OIG has not verified the most salient points of that *Book of Secrets* six months later ... bah, humbug. Few things can be clearer than OIG should have there in July of 2012 and certainly with sirens blazing in October 2012.

That OIG has *still* been unable to do much begs more and more questions.

And I, Maness, a 20-year veteran chaplain am scandalized to this day for exposing it all, and further scandalized for calling the cover up of my exposure evil, and further scandalized for wanting those responsible *punished*, and furthermore scandalized for *still* trying to get OIG to do their job and find out who, who, who, who was the highest one in TDCJ that *knew* about this crap for *five years prior* to July 2012 and did *nothing* about it. Higher than Upshaw? Regardless, Upshaw has gotten away with his scandalous destruction of evidence and protection of every warden, major, captain below him for helping, aiding, and assisting the volunteers to build the chapel to that horrid state of violations. And, all the while, Upshaw and wardens **chose to avoid** (not failed) good honorable supervision of Chaplain Collier from the date of hire: 716-page *Book of Secrets* is the **short story** with only a hundred documents.⁵

Does not TDCJ have enough mindless critics already? Why should I, who in good faith has been exposing for 15 years, be the lone dog on the trail forced to bring this to the public, because those who are supposed to correct and help have abandoned their posts? Because I was thrown under the bus of cover up, harassed for exposing, and punished by those who want to keep their soft beds of unmerited favor.

Still – we need answers. Who was the highest ranking person who *knew* for years prior to July 2012 and did nothing, but – like a coward – aided and abetted major policy violations and has since then been covering them up. Perhaps Austin Statesman Editor Debbie Hiott can get a couple of people motivated to answer that – or the Dallas Morning News or Houston Chronicle?

III. Exoneration for Maness and Bell – Just Punishment for Upshaw, et al

Brad – just remember, I came to you, sir, *first*, several times. I want redeemed, exonerated; I want Melvin Bell exonerated; and I want justice for those wardens responsible, starting with Upshaw.

Chaplaincy is too important to cover this ridiculous mess up, at my expense, who has been exposing it and, at the same time, exposing the value of good professional chaplains to TDCJ’s hard mission.

IV. Tainted Witnesses? – Hah – Still Good Witnesses YEARS LATER!

If my honor is not restored ... soon ... my desire to keep this in house is flagging. Jokes, humor aside, if you cannot see by now the manipulation and see on this, we will have to see who else in Texas will look at this. The Texas AG has a copy, too, and they a currently deferring to you, and Governor Perry and TBCJ Chair Oliver Bell, too – let’s see if they will continue to ignore justice and unfairness for good-faith exposures of rotten conduct and **abuse of official authority**.

Bruce, your investigators have essentially stopped, the case sits open until you – Bruce, et al – decide I am through, before you close it, and it becomes susceptible to Open Records, just another delaying tactic. Yet, in spite of all, if you have followed Ferguson, the suburb of St. Louis – and *normal* police investigative procedures – then you want to get to the witnesses and as many witnesses as soon as possible, so stories do not degrade or become tainted in the retelling and listening of the news. Brad,

⁴ The 30-page Treason Epilogue, www.PreciousHeart.net/OIG/Treason-Epilogue.pdf, code “Love-Honor” in *Book of Secrets*, pages 663-716, and five copies of this sent with the *Book of Secrets* to Livingston, Toney, and AG Gregg Abbott.

⁵ Ibid. – please, *ibid*.

when I **faxed** and **certified mailed** to you the first collection of formative exposures on Polunsky in October 29, 2012 – **THAT** was the time for OIG to get going at Polunsky; so **add to the extensive witness list** supplied in the *Book of Secrets* **whoever dallied around**, whoever cajoled, whoever said or inclined and suggested that OIG *not* get to work – *fire him* too.⁶ Upshaw?

The words of Richard Alford months later, that he was forced to contrive after more of my letters, in his official IOC so aptly presented in the *Book of Secrets*, were and still are LIES, indicating that he had *tried* to do something before I faxed your office. The proof is there in black and white and in color for any sixth grade child – with photos – of how the Prisoners’ Computer Control Center was a work of art that took *years* to build, and Alford was there years *before* helping the volunteers, and this lie and misrepresentation and abuse of power is just the tip of the iceberg of the cover up – clearly connected to Michael Upshaw.

Who? Bruce – that is *your* job. From there, the discovery and articulation of why, why, why the Polunsky wardens and Upshaw (and Bryan Collier?) allowed the Chaplain Collier’s chaplaincy to degenerate and build, build, build that Prisoners’ Computer Control Center over years and years – Bruce, Bruce, Bruce! – that is the most important case you will have in TDCJ, perhaps in your life!

What was *the* highest motive? And who was the highest level person who knew for years?

The time for cowardice and inaction is over.

Everyone knew and knows that the chapel at Polunsky was a fiasco free-for-all FULL of violations – with one man standing against them, me, Maness – the “**devil**” Vol. Chaplain Ed Reeves called me!⁷ Brad and Bruce – are you two *really* going to continue to force me to stand alone! Alone I’ll stand and take it to the capitol steps ... and farther.

If you force me to go alone, then I charge you two with cowardice, too. Oliver Bell needs to give you two “substandard duty” disciplinaries, or worse for abandoning your duty to proper security procedures and normal dedication to healthy and honorable labor practices. And fair treatment of me.

The fact that volunteers STILL REMEMBER how Maness, the devil to some, was trying to get supervision for their life-sentenced murderers in the unsupervised Prisoners’ Computer Control Center is a body of irrefutable proof and evidence of my innocence and Upshaw’s cover up. That volunteers still remember how they *longed like sucking infants* for “their” Warden Alford to return to Polunsky, because of his support years prior, is more proof.⁸

The FACT that NO ONE has talked to volunteers at Polunsky Unit or talked to volunteers at the Lewis Unit is a lazy piece of cajolery that should shame any law officer – **Who is obstructing justice?**

YEARS LATER – Brad and Bruce – can you hear me now? In some of the best criminal cases, getting to the witnesses early can be critical. Years later, Brad – “*years later*” good witnesses in volunteers and staff are still available, and that should say volumes upon volumes of the fuller nature of violations at Polunsky. And volumes more that witness availability *is still crying from the rooftops* about the increasing infamy of the disgusting cover up leading to my arrival in July 2012, and then the continued cover up of the seriousness after I began exposing. And the attempt to keep OIG from vigorously asking the volunteers – what is that? – more obstruction of justice that makes Upshaw’s cover up all the more heinous ... and treasonous. Abuse of authority has metastasized and spread by sycophantic energy, the three men in a tub just a scrubbing and a scrubbing.

What really was going on at Polunsky? That is the \$1 million-dollar question?

What were the wardens and Upshaw gaining in allowing that and covering up that for five-plus years? OIG must discover that, and every organ to which that sycophancy has affected, including those who were *promoted* because they aided in the cover up and those who were *demoted* for standing their ground – and like that Treason Epilogue notes, find that First Hero that stood before me and lost his or her

⁶ *Book of Secrets* Tab 1, Item 6, pages 176-193.

⁷ Believe me, old Ed Reeves was a 30-plus year veteran retired Houston Fire Department District Chief – he *will* remember our exchanges and calling me the “devil” – he has always been honest, sincerely and naively in error here, but honest.

⁸ *Ibid.*, pages 1-716.

job or future in TDCJ.⁹ He or she and others exist, and OIG and you two, Brad and Bruce, need to find them, reward them publicly, and restore them. And punish sycophants who followed in cover up.

V. Tale of Two Conflicting Chaplains? – Pt. I – Oh, a Ruse and LIES!

Bruce, someone told your investigators, cajoled them and soft-talked and deceived them. Brad and Bruce, you two are not idiots, and you two just have to know that someone of my brazenness and networking (if you read any of the *Book of Secrets*) has to have many connections in TDCJ after 20 years. Someone has soft-talked and indeed deceived your investigators into believing that it was just a conflict between two chaplains. Focusing on the conflict between Chaplain Collier and myself – BULLSH_T! By the truck load, and to make your investigators' job easier, too.

No ... Chaplain Collier *was* responsible, *did* truly defend all of his violations, as did his volunteers, but Chaplain Collier was violating *since the first day he was hired*. Chaplain Collier *truly* believed he was doing good. Why? Because he had the support of the wardens, Warden Simmons and Warden Alford, and their majors ... *all* under Michael Upshaw (and who else?).

When Upshaw sent me Polunsky, in his eyes, it was not a risk. I was a shamed chaplain under probation with two disciplinaries hanging still over me; one more, and I would be fired *again*. Who would take such a risk to face dismissal proceedings *twice* in one year? Upshaw and Simmons banked upon the weakness of human nature that no normal chaplain would do *anything* else, both them and Dunbar believing they had *finally silenced* and *censored* me.

VI. Giving It All I Have

Oh no. I cannot let this go, for – if to me – how many others? This can be OIG's finest hour, or their most shameful and cowardly hour. And if me, know that there were others less articulate, and OIG and TDCJ have a duty to find them.

Thank God for my upbringing, and after I came to myself, I could not remain silent – July 2012 – and when Alford came in August, he began his belligerence, but did NOTHING about prisoners in the dark unsupervised.

I love TDCJ chaplaincy too much to NOT take this all the way.

I *must* give it all I have ... I have only one life to live.

TDCJ Chaplaincy is *too* precious to continue to be a bureaucratic pawn of self-serving traitors to TDCJ's awesome mission.

The unsupervised prisoners did not get supervision until November 1, after I faxed and mailed you the first vast exposure.

And, documented clearly in the *Book of Secrets*, Upshaw clearly, irrevocably, and with clear purpose to deceive COVERED UP the prisoners' *and* Chaplain Collier's *and* the volunteers' *and* the Polunsky's Asst. Wardens', Majors' violations in purposeful-willful-sycophantic ignoring of the Polunsky chapel violations, and Upshaw covered up himself, too, in *ordering* the cleaning and deleting of all the evidence. And no one – nada, zilch, zero – *no one* called OIG.

Chairman Oliver Bell, Allan Polunsky, Senator Whitmire, Speaker Straus, I had to beg Livingston and Toney to get OIG to *start* an investigation – send a 716-page *Book of Secrets* on January 1, 2014, that got no initial response, then sent another one-page letter (a bit scathing) on January 30. Finally – over a year later – on February 11, OIG's Brian Yosko and Glenn Welter give me a call and interview me for two hours. Nothing since then, for six months, and no volunteers or previous chaplains (recorded) the right staff talked to – *not right*. Why? Why does one have to beg for OIG?

The first letter faxed on October 30, 2012, as I was forced to retire – I cannot conceive. I did not do a thing, just knowing OIG would jump on that. After 20 years, I have seen OIG work on dozens of far more minor things, policy violations much more minor. The problem is worse, but the case is live.

Given all – therefore, one has to ask: Did Bryan Collier participate with Upshaw?

**You've only got three
choices in life:
Give up, give in, or
give it all you've got.**

—Zig Ziglar

⁹ See www.PreciousHeart.net/OIG/Treason-Epilogue.pdf, code "Love-Honor," in *Book of Secrets* (663-716).

VII. Chaplain Maness vs. Chaplain Collier?

No, sir ... no, no. Brad and Bruce, any direction in the investigation that hints at Chaplain Collier and I in *mere conflict*, or that we were equal, or that we should be viewed together, is not only a purposeful distraction, but a sly and intentional obstruction of justice – that person needs extra scrutiny. Yes, I spent hours trying to help Collier, sometimes successfully in the 50+ things I did bring into compliance.¹⁰ But this is critical to see – only a blind man could avoid this in a simple scan of the *Book of Secrets* – and that is Chaplain Collier and his lead volunteer chaplains *could not see* how the unsupervised murderers’ Prisoner Computer Control Center was wrong, for Collier *and* the volunteers believed, believed, and praised how much support they had from ALL the wardens, Wardens Simmons, Muniz, Butcher, Alford, and with them, their majors ... see the *Book of Secrets* in that light.

VIII. Redeem Me! – and Restore Chaplain Bell – Demand Honor

Now after all this, one would think that you, yourself, Brad, would want to see me and apologize for allowing this to get this far. But, alas, no meaningful “thank you” at all ... the least honorable thing ... yet I want much more. I want my record cleared, full reinstatement with ERS reimbursed, so I can retire in honor. I want disciplinaries for all involved at Polunsky, now, with Upshaw’s resignation, Alford’s reduction to sergeant, and Dunbar disbarred from Chaplaincy supervision. And I want at least a sub-standard duty disciplinary for Warden Frank Helm for his total violation of policy regarding Vol. Chaplain Melvin Bell, an apology from your office to Bell, and a personal invite for him to return – his record cleared too.

Is that clear enough?

Here is *another* serious exposure – if you can believe – after all that, some are *still* treating chaplaincy badly and *still* acting like unaccountable children, namely, Marvin Dunbar next ...

IX. Rutledge Promoted with No Application, No Experience, whose Church Lied to the IRS, Absence of Dedication to and Investment in Chaplaincy

Why did Dunbar promote Rutledge? Why did Dunbar avoid the normal application process, the posting of a vacancy, and promote a Chaplain I to Chaplain III over so many others with more credentials, experience, and dedication? Was it because Rutledge was black, too, like Dunbar?

You’ll look hard for any other reason.

In addition to Dunbar’s part in the cover up of Polunsky and protection of Chaplain Collier, et al, and conspiring with Upshaw to “clean” everything – hear this – Dunbar has continued his unethical practices. We must press this and ask what it means. In the light of all that has been exposed so far, this means Dunbar’s sense of “do as he pleases” is all the more astounding. Excellence – hah? – this is the planned ruination of professional Chaplaincy in TDCJ, and the continuation of unethical bureaucratic self-feeding.

Now, Brad, in the light of all, given my *years* of exposures of unfair treatment of chaplains and, of course, the pitiful handling of the Polunsky chapel and all the contrivances – really and truly given 1,000-plus pages, you would think that **Marvin Dunbar would at least try to be fair**. But, no sir, Dunbar promoted Deputy Director Michael E. Rutledge like no other person has ever been promoted in TDCJ, which would have been bad enough if there was no *Book of Secrets*, no cell phone from Polunsky to Senator Whitmire, no escape staged in the Polunsky Chapel, and no Maness exposures. The promotion of Rutledge by itself is a shame, and more on that in a moment.

But that in the light of my adding exposure upon exposure, especially since Polunsky and all the cover up since then – what? Dunbar *still* feels so protected that he can promote without even the pretense of fairness, without even the *attempt* to appear like good business. It was simply a sly *hope-no-one-notices-this-little-jingle* move, and that the experienced chaplains will remain silent, like they have. Since *no one has done a thing in years*, Dunbar thinks, and Maness is history, “I’ll just promote based upon whim and ___?___,” what else? One cannot discern why from the documents. Let’s dig deeper.

Since Rutledge’s hire as a parole chaplain in 2008, Rutledge has done nothing substantial for chaplaincy while being pastor of Mt. Ararat Baptist Church in Houston.

¹⁰ *Book of Secrets*, Tab 2, Item 2, pages 198-200.

Why hire him, over so many others with dedication? There is no reason, and given these days of racial tensions, it is nearly impossible *not* see racial favoritism. Rutledge’s applications themselves raise more questions than they answer, where one can decipher his sloppy handwriting.

In Rutledge’s nearly illegible applications for his first TDCJ position of Parole Chaplain, you can see that he claimed he “supervised” at Mt. Ararat Baptist Church the church’s \$1 million-dollar budget and the church’s “daycare.”¹¹ The church’s child development center, that he called “daycare,” lost its tax exempt status *under* Rutledge’s leadership. Another Exposure? Yes, while Rutledge was pastor of Mt. Ararat Baptist, the church’s childcare lost its tax exempt status in 2011 for failing to file its Form 990 three years in a row – **during the time Rutledge was pastor and employed by TDCJ**. And, the **church lied** on its 2012 Form 990, listing its long-time *paid* director Mazlc Watts receiving *zero* compensation.¹²

Ms. Watts told me the church handles all the finances.

In addition to lying to the IRS, the Church uses **two accounting** firms, ADP for the church and Norma’s Bookkeeping for the daycare. Legal, sure, but definitely *not* standard. No one uses *two* accounting entities for a meager \$1 million in revenue – except to cover up something. But that is minute here, among the smallest things – except a church lying, yeah, that’s big.

Brad, what do you make of Rutledge’s church falsifying their Form 990 and lying to the IRS. That is not even downright suspicious, just illegal. And *stupidly* illegal, with no merit at all.

And since Rutledge has been ordered *not to talk to Maness*, then we have TDCJ – a government entity – abusing its power OVER a free-world pastor, that is, a TDCJ Director *ordering* a pastor not to talk to Maness. Oh yes, I called Rutledge several times at his church, and he has been unable to return the call. Another one of those little birds from 20 years of experience informing ... oh, Brad, but that abuse of power is miniscule and hardly worth your time. Rutledge and his church ... small potatoes.

Figure out Polunsky, Brad, and you’ll free yourself of traitors.

Bruce, charge your investigators to forgo all coffee and donuts, and rest not until they find out the **MOTIVE – the real MOTIVE** – behind the years of the wardens’ and Upshaw’s cover up of the Polunsky chapel’s violations, and why those wardens did such a rotten-to-the-bone job of *choosing* (not failing) to avoid honorable supervision and guidance to Chaplain Collier for five years.

I have repeated that for nearly two years now ... Brad and Bruce ... **do your jobs here**.

Back to Rutledge ... and Dunbar’s betrayal of TDCJ and Texas’ values and HR policy. Aaaahhh? – yes sir ... ahh (twiddle my thumbs) ... ahh, yes *sirs*, if you two and the rest of Texas did not know, it *is* *policy* to choose the best. That is why I included the Texas and TDCJ policies in the *Book of Secrets*, because so many have ignored and disobeyed and even flaunted their ignoring of TDCJ HR policy over Chaplaincy for so many years – 15 years now – including Ortiz, Price, and time and again Dunbar.¹³

Manager III Marvin Dunbar hired Rutledge for Deputy Director WITHOUT posting and WITHOUT getting an application from Rutledge!¹⁴ Why? How did Dunbar chose Rutledge? No one with zero experience would be promoted from Chaplain I to III – Dep. Director of anything, especially with zero years of in-prison experience. That is unethical favor, at the least, and worse. Rutledge knows *nothing*, and all those with more than five years of experience know he knows nothing too. Furthermore, in the light, certainly no one would catapulted to the top of Chaplaincy from a fiscally suspicious church, that is for sure. Just as I exposed 10 years earlier, when Bill Pierce was hired who did not even have an accredited bachelor’s degree when TDCJ required one, old history, but still vital as it continues. Though Rutledge has a couple of degrees, he got his doctorate from an *unaccredited* diploma mill.¹⁵

¹¹ See www.PreciousHeart.net/OIG/Rutledge-TDCJ-Apps-Promotions.pdf.

¹² See its 2012 Form 990: www.GuideStar.org/FinDocuments/2012/760/471/2012-760471124-0911a924-9.pdf, pg. 7.

¹³ See *Book of Secrets*, Tab 21, pages 625-632 – op. cit., fn. 3 for an active link to the *Book of Secrets*. No excuse here.

¹⁴ See www.PreciousHeart.net/OIG/Rutledge-TDCJ-Apps-Promotions.pdf.

¹⁵ Doctor of Ministry from North Carolina College of Theology (www.NCCTonline.com/accreditation), that was *not* accredited by CHEA, but did in fact lose its pseudo-accreditation from the fly-by-night accrediting mill – yeah, they have those – and NCCT *lost* its accreditation from the accrediting mill! Whew ...

[continued from previous page ...]

That is what Dunbar and Ortiz think of chaplaincy, too, that *anyone* can be promoted, just as Dunbar was promoted. So cheap and elementary, *anyone* can oversee it – and so we have the *Book of Secrets*.

Now, given Rutledge’s *documented* specious leadership, and Dunbar’s *documented* foolhardy in-your-face search for inexperienced not-even-applied-for Deputy Director of Chaplains – that was *planned* to take Bill Pieace’s spot this month, Pierce retires August 31, 2014 – Brad, Brad, Brad, *please*, for God’s sake and Chaplaincy’s sake, see the light here.

Brad – place a moratorium on filling the Director of Chaplains position until OIG has *really* investigated. And until you have truly read the *Book of Secrets*, too.¹⁶ And Dunbar is demoted to a position more suited to unethical favoritism, do-nothing-about-Polunsky ways, and those over him and Chaplaincy are dealt with fully. Believe it – at this point, no one would miss Pierce’s position, given how Dunbar had so neutered the position.

The Director of Chaplains needs to be a Manager III, or have its own division.

And if Rutledge’s diploma-mill “doctorate” and IRS lying makes it to the plaintiffs in legal cases Rutledge is being tutored to assume, including his zero history in in-prison chaplaincy – who is *really* looking out for TDCJ’s best interests.

Regardless, from the chaplains’ perspective, morale takes a hit and credibility is flushed.

Another Exposure? Yes. I got an insubordination disciplinary for a letter to Bryan Collier exposing how Marvin Dunbar humiliated my 50-page Faith-Based Housing letter in a disciplinary hearing for substandard duty.¹⁷ Now, given my 15-plus years of exposure of unethical treatment of chaplaincy, beginning as far back as 2001.¹⁸ Then my efforts in 2007 that got TDCJ 25 more chaplains did not go without notice.¹⁹ Add my work helping lead the defense in the 2011 during zero-budgeting scare, my exposures in the 50-page Faith-Based Housing Letter late 2011, my advocating the 100,000 Mothers Parole Option for seven years, and then – God have mercy – my early defenses against the speedy contrived disciplinaries in early 2012 that forced me to Polunsky and more exposures there. Then my forced retirement in October 2012, and – over the course of a year – the 716-page *Book of Secrets*.

“Another Exposure on Marvin Dunbar’s incompetence?” you ask. Yes! **There is no end!**

Given that Dunbar assumed “director” responsibilities years ago, preventing Pierce from actual supervision (mainframe email to all of us), and how Dunbar has signed all TDCJ Chaplaincy policies, it buggers the imagination how the complainants in TDCJ lawsuits have not challenged Pierce’s “director” of anything.

The point is that there was no competition, no search for the best, no search for excellence – only a search for sycophancy. A search and hire for a man or woman *willing* with the requirement that they be ignorant of what true prison chaplains experience and the requirement that they *not* be networked – essentially, the requirement that they not have any commitment to the chaplaincy profession. Just as Dunbar was hired, too, to simply fill a bureaucratic hole, who *begin* in office to learn. Atrocious!

See www.QuackWatch.com/04ConsumerEducation/dm3.html for how ex-FBI accountant John Bear *exposed* NCCT’s accrediting agency and more the “three stooges” of bogus accrediting.

See www.CHEA.org/pdf/2013-2014_Directory_of_CHEA_Recognized_Organizations.pdf.

¹⁶ Notice, www.PreciousHeart.net/OIG/2002-09-22_Johnson-Letter-26pgs.pdf, where I asked Gary Johnson the same question in September 2002 in a 26-page letter, given the horrid tweaking of the director of chaplain’s job description and the prior documentation of how the position was tweaked to give favor to a golden child, a long history now of the Programs Division *purposefully* hiring those with no experience, no dedication, and no investment in the “profession,” seen here:

April 2002, www.PreciousHeart.net/chaplaincy/01-Chaplain_Pt_2_Timeline_2001.pdf, the avoidance of excellence continues (date “Timeline 2001” my mistake, should be “2002,” but has been there so long, should not change it now).

¹⁷ Tab 16, *Book of Secrets*, pages 483-505, for Maness first two contrived disciplinaries.

¹⁸ See certificate I led TDCJ chaplains to sign for House Appropriations Chair Rob Junnell in 2001, and honor and work he did to allow us our first pay group raise in 40+ years: www.PreciousHeart.net/chaplaincy/Certificate_Junnell-01.jpg.

And, of course, www.PreciousHeart.net/chaplaincy/01-Chaplain_Pt_1_Proposal_2000.pdf, the Chaplain Professional Equity proposal I wrote back then, and the www.PreciousHeart.net/chaplaincy/01-Chaplain_Pt_2_Timeline_2001.pdf exposure of multiple violations of normal business ethics, Gary Johnson initiating an OIG investigation then.

¹⁹ See letter from then the Honorable Jim McReynolds: www.PreciousHeart.net/images/Letter_McReynolds.jpg.

Several have thought – I am witness – that it was just because Rutledge is black, like Dunbar and Ortiz. And one just has to hold their breath. But that is *not* truly the case – though it can certainly be part of the unspoken case – yet, for as I have exposed, they hired white man Bill Pierce, too, who did not have an accredited bachelor’s degree at the time though that *was* a basic requirement at the time. It was *not totally* because Rutledge was black, but it was mostly because – just like Pierce before him – Rutledge had no experience, no commitment, no accomplishment, and no investment in Chaplaincy!

That, Brad, is a violation of many policies in TDCJ ... and of good business. It is proof positive of a bureaucratic sickness and sordid self-feeding, and the purposeful ruination of chaplaincy – endorsed by Madeline Ortiz, implicitly, but clearly given her total support of Dunbar, et al, and whatever OIG can find on her connection to the cover up of Polunsky’s playground. The hiring of Rutledge is the insurance that they have someone with a “Director of Chaplaincy” title that will have no ability to defend chaplains, should some kook in the legislature try to zero-budget TDCJ chaplaincy again. And from what is on Rutledge’s application, he will not even have to be told he cannot testify ... or, if he did – just like Bill Pierce does today – he will be *told* all he can say, and nothing of his own experience or education or dedication.

Because Rutledge has *no* experience or dedication to draw from, the applications we do have testify to man *still in search* of a profession.

Anyone who cannot see that ... needs a new pair of glasses.

Worse than Pierce, from Rutledge’s applications that *are* available. One wonders when the older Rutledge will finally figure out what he wants to do. He did not retire from the Navy – why? Navy Chaplaincy too tough? Snide – sure it is. Who leaves the U.S. military after nine years so late in life? No one, except for not-too-pleasant reasons. Rutledge bounces around schools, give sloppy applications to TDCJ, and is catapulted to Deputy Director of Chaplains for **no discernable reason**. Except perhaps he was black, just perhaps, and too hard for many to see otherwise, the real and full reason remaining a TDCJ secret, adding to the short story in the 716-page *Book of Secrets*, and mostly moot here.

Even Oliver Bell would decry that, himself an expert in labor relations. And if not because of color, all the other reasons from the facts demand the answer – if anyone is accountable – from Dunbar to this: “On what basis, Mr. Dunbar, did you choose *not* to use the normal application process for such a position and choose to catapult someone with so little experience and such a spotty history?”

Worse, if Dunbar did not see Rutledge’s two first applications – ??? – then what? How did Dunbar choose Rutledge without any paperwork trail at all? Mystery upon mystery ... and the death knell to the morale in the chaplaincy corp, at least among the *mildly experienced* chaplains.

I made several open records requests here, appealed to the Texas Attorney General, and got the same response: there was “nothing responsive” to my request for Rutledge’s Deputy Director of Chaplaincy original posting and “nothing responsive” to my request for Rutledge’s application for that – nothing, nothing, nothing. See Rutledge’s initial TDCJ application and his application for the Region 1 Chaplain – and weep.²⁰

So, Marvin Dunbar hired and promoted Michael Rutledge to Deputy Director *without* a normal application process, while Rutledge’s church lied to the IRS on its Form 990, falsifying a record, *after* the church’s childcare lost its tax exempt status *while* Rutledge was pastor and *while* Rutledge was a TDCJ employee and *while* Rutledge was TDCJ Deputy Director of Chaplains. And Maness has to be the one to expose that, too.

Brad, place a moratorium on the hiring of a Director of Chaplains until you have dealt with Dunbar’s violations of policy in hiring Rutledge and violations of policy in aiding Upshaw in the complete cover up of Polunsky violations – really ... life-sentenced murderers should not be allowed free access to cameras, scanners, color laser printers, high-end computer graphic programs ... in the dark ... for years. What are you going to do about that? Just how much did Dunbar and Upshaw cook up in that rancid stew?

Help us OIG – grab your Dirty Harry hat and your Sherlock Holmes scrutiny, and go to work.

X. Dunbar Defies Exposures, Flees Excellence – at Maness’ Expense

I am sure Rutledge is a good man, but his sloppy application and specious history is what it is.

²⁰ See www.PreciousHeart.net/OIG/Rutledge-TDCJ-Apps-Promotions.pdf.

So Dunbar *knew* this, and purposed to avoid good business ethics and standard Texas and TDCJ *policy* on fairly seeking to employ the best. Let's look a little closer.

Hiring like that is bad enough. But in the light of what has been exposed about Chaplaincy LEADERSHIP this last three years – Brad – it is Marvin Dunbar who took over Bill Pierce's actual leadership four-five years ago. We got a mainframe email on that. Now the hiring of Rutledge by Dunbar takes on a whole new light – Dunbar in the light now. What is this? How can he continue in spite of monumental violations and monumental cover up? But he does. Dunbar *continues* his unethical hiring. Let's look closer at this, too.

Dunbar does this (1) after I wrote a 50-page letter to Brad Livingston on the ethical problems of Faith-Based Housing that Dunbar *ordered*, (2) after I wrote a letter to Deputy Director Bryan Collier in early 2012 complaining about Dunbar's incompetence, (3) after I wrote a 21-page letter in October 2012 exposing the vast array of dangerous violations in the Polunsky chapel, (4) after Upshaw orders the complete erasure and cover up of Polunsky in November 2012, (5) after I exposure more unethical practices in another letter about the rehiring practices at the Lewis Unit in early 2013, (6) after I expose with the help of the Texas Fire Marshal that violations I exposed in October 2012 *continued* into July 2013,²¹ and – hold your breath – *and* (7) after a 700-page *Book of Secrets* was sent to Livingston, Toney, and AG Abbott in January 2014. What? After all that, Dunbar is promoting Rutledge to Deputy Director of Chaplains *without even looking at any applications at all!*

How utterly incompetent and insensitive to normal business practices does Dunbar have to be, utterly without fear – or, said in another way – totally empowered from Div. Dir. Madeline Ortiz and Dep. Dir. Becky Price, who either cannot see or do not care. Or worse, like Upshaw with Polunsky, *see* and choose to do *nothing* about terrible hiring practices.

Another challenge for OIG, or – Brad – just your judicious use of common sense. Nothing really complicated here. Either you support the unethical ruination of chaplaincy or not – easy.

Why? The real reason, only those of with 15 years and more can see, is to be sure that TDCJ chaplains remains low, out of touch, without any advocate. Why? Dunbar purposely hired Rutledge as someone who knows nothing about prison chaplains, who has never associated with them, has had no desire until promotion to do a thing, and – as far as *analysis* – hire someone who does not even care what his application for the job looks like. Dunbar hired someone he knew would do as little as possible for the real profession of chaplaincy.

I'll bet Rutledge was glad he did not have to fill an application, too – pretty hard, that.

Chaplaincy is a precious profession, and *prison chaplaincy* deserves the best, not the worst. Its most significant clients – prisoners – are Texas' most troubled young men! Yet, *again* – **again!** – another promotion by Dunbar that cares for what? Only God knows what, but Dunbar does NOT care about the chaplaincy profession, nor Texas standards, nor the *simplest* reason to pursue excellence. Proof – look at Rutledge's application! Proof – look at all that has gone on, and I got harassed for a 50-page letter on Faith-Based Housing and fired for exposing more. Proof – look at the **Monumental NOTHING** that Dunbar pursued for Chaplain Collier, for the Lewis Unit and Polunsky Wardens, and for so many others – proof! – look at the **NOTHING for the last two years!** Everywhere you look at this, *nothing* was done to so many over so many violations, it perturbs the mind, except where Maness is concerns (Maness sneezes, and he is busted). Well? Here's a Kleenex, as we push to the end.

Dunbar stands with Upshaw, toe to toe, for the cover up of Polunsky, and just like I said in that letter to Bryan Collier, complaining about Dunbar's harassment of my good-faith work and Dunbar's incompetence then.²² There is no defense for Dunbar's fault here, and whether Dunbar's race plays a part in his protection or not, the fact remains that Dunbar's failures at Polunsky, regarding me in my disciplinaries, and now especially in the entire dismissal future of chaplaincy regarding the hiring of yet *another* with few credentials and without any experience and any investment. That is not only a shame, but it the death knell for professional chaplaincy.

²¹ *Book of Secrets*, Tab 8, Texas Fire Marshall, Items 1-4, pages 311-330.

²² *Book of Secrets*, Tab 16, Maness Second Disciplinary on Insubordination, Items 6a-6d, pages 501-504.

Save Professional Chaplaincy – my plea 15 years ago, in the 2011 scare, and here again.²³

There *is* every indication that Dunbar has no kind of a perceivable vision for Chaplaincy’s effect on hurting prisoners. In this delicate profession, there are skills that only come from serious training and dutiful experience. I’ve defended that for 15 years, and – Brad hear this – *that 15-years of defense and my successful lobbying on behalf of chaplains* – that, Brad Livingston, sir, *that* was why I was thrown under the bus.

Brad, you must see that. If you do not, my case is nearly lost ... *I suspect*.

Rutledge had no experience as an in-prison chaplain, no connections prior to his coming, no volunteering, no training, and worse – a doctor’s degree from a non-accredited diploma mill – because getting a “title” was more important than “earning one” – pseudo-doctor. *Please*, have mercy. In 2008, Rutledge’s hand-written application is sloppy, referring to his “resume” and is incomplete.²⁴ In his Sept. 2012 application for promotion to Region 1 Chaplain, he does *not* even include his resume, and it, too, is incomplete.²⁵ And, *again*, verified through several Open Record requests and an appeal to the Texas AG’s office – confirmed – there was *no posting* and *no application* that Rutledge submitted for Deputy Director. What is that?

As pointed out several times in Part One of the *Book of Secrets*, here is yet another record broken in TDCJ. For the first time in TDCJ history, a Chaplain I, with zero experience as a *prison* chaplain, who would not meet the basic qualifications for a Chaplain II, is catapulted, is zipped, is promoted to Chaplain III, Deputy Director of Chaplains. To prepare him and train him to take Director of Chaplain Bill Pierce’s place when he retires in a week, on August 31. No secret, only *how* it was accomplished is a secret.

Now – can you see – Brad, I started exposing in 2000 ... and, *again*, old history ... but a continuation of the ruination of chaplaincy. In 2000, Manager II Don Keil was over chaplaincy and promoted Bill Pierce in an application pool where **ALL the applicants had more experience and more credentials than Pierce**, all of them!²⁶ I have all of the applications from that time – shameful. And when I exposed that Pierce did not even have an accredited Bachelor’s degree at the time, a minimum requirement that TDCJ HR did *not* verify, but I verified, they went ahead with hiring.²⁷

And Dunbar wishes I would shut up ... and who else ... and stop complaining about these unethical, pitiful, cowardly, childish, bureaucratic self-serving self-feeding ... oh, the shame.

XI. Maness Motivation – Chaplaincy Profession

Either I am a liar, a lunatic, or extremely dedicated to getting you the truth. A few times ... just a few times, I have doubted myself.

But my best motivation is the survival of the chaplaincy profession – I, myself, cannot escape the 5,000-plus death and critical illness notifications I have facilitated over my 20 years with TDCJ, among the other lesser duties of a chaplain. I wish I could convey what that means here, but that is another book.

²³ See www.PreciousHeart.net/Save_Chaplaincy.htm, for the only place where the whole story is told of our success in regaining the full Chaplaincy budget in *three arduous months* after a secret person zero-budgeted TDCJ Chaplaincy in 2011.

²⁴ See www.PreciousHeart.net/OIG/Rutledge-TDCJ-Apps-Promotions.pdf.

²⁵ Ibid.

²⁶ See www.PreciousHeart.net/OIG/Pierce-2000-TDCJ-Application.pdf and compare that with Rutledge’s, and they have much in common www.PreciousHeart.net/OIG/Rutledge-TDCJ-Apps-Promotions.pdf with *inexperience* where it counts.

²⁷ That documentation is *not* in the *Book of Secrets* but was included in the vast collection of data on DVD Disk 2, “2) Documents Folder,” where is a horde of other documents related to my earlier exposures. For most of those, see my web site page at www.PreciousHeart.net/chaplaincy that has those, most especially these: www.PreciousHeart.net/chaplaincy/01-Chaplain_Pt_2_Timeline_2001.pdf sent in April 2002 to Gary Johnson and, www.PreciousHeart.net/OIG/2002-09-22_Johnson-Letter-26pgs.pdf sent in September 2002, and of course Bill Pierce’s substandard application here: www.PreciousHeart.net/OIG/Pierce-2000-TDCJ-Application.pdf. And all that is to say nothing at the NOTHING that Carl Jefferies did about the 2001 audit of TDCJ Chaplains that I had to get the Texas Attorney General to *vigorously* appeal over six months to release that info: www.PreciousHeart.net/chaplaincy/Chaplaincy_Audit_2001.pdf. Not that anyone is going to read those now, but here they are, and know that Dunbar or Bryan Collier have yet to truly respond to that 50-page Faith-Based Housing Letter, seen below in fn. 16,

XII. With 20 Years – Friends in Many Places

Brad, three months after I sent you that 50-page Faith-Based Housing letter in late 2011, I found myself with three disciplinaries and “fired,” the words of Warden Hunter, the third for posting photos of prisoners I had written permission to take and TDCJ lawyer-created Media Releases – after 20 years in TDCJ.²⁸ And the hell I went through and volume of material churned out, almost to naught so far.

Brad, you must know **after 20 years I have some friends in TDCJ**. Though I stand alone in letters to you, truly, I am not alone. Several still at Polunsky share my desire for justice. Brad, one in your legal department knows, too: your own legal advisors have advised you that they concur – not in writing yet – but they do concur that that I did not do anything wrong regarding my third disciplinary on those Facebook photos, and that – your own experts – also concurred that there was no merit to my “firing” for those photos legitimately taken with signed TDCJ Media Releases.

Yes, I have friends in several places ... why do you think the chaplains told me what they told me, a trust I betrayed there for the sake of chaplaincy, the three previous chaplains prior to me at Polunsky that – all of them – had trouble with Chaplain Collier. The larger story you have here, that it was the wardens *support* of Collier’s violations since Collier’s hire that was the real problem, articulated in prior letters.²⁹

Since I was the most proactive chaplain, making friends across the state was part of the reason for the bogus disciplinaries, not the least of which was my friend, Rep. Dr. James White.

This chaplain – me – had to be discredited and shut up ... but there is more.

With *no proof* to prove, only a careful observer well placed, the letter I sent to legislators on the 100,000 Mothers’ Parole Option also played part in my denigration. Some in parole, too, felt I was threat, as that Mothers’ Parole Option brings into crystal clear light some of the Parole Boards failings, too, well at the same time revolutionizes the prison system by adding a certain prisoner accountability impossible for the Parole Board to even perceive, much less truly discern, and adds the experience of staff in a concrete way to the determination of parole.³⁰ Who told me that will remain confidential, too!

But the real reason for my persecution was that 50-page Faith-Based Housing letter³¹ within my leadership advocating for chaplaincy for the last 15 years, including my forceful and pivotal leadership during the zero-budgeting fight early in 2011.³² Brad – that’s the truth.

Interjection – a third-party story got to me that they “heard that Bryan Collier ordered Bill Pierce *not* to testify,” which if true, by Collier or whoever, then that, too, was illegal (so minor given the truck load of other stuff, and pure hearsay here – though some hearsay is worthy of follow up).

XIV. Tale of Two Conflicting Chaplains – Pt. Two – No, sir – Impossible!

Continued from V. Tale of Two Conflicting Chaplains, above.

Bruce Toney, during my interview with your two investigators in February, they revealed they thought it was a mere conflict between two chaplains, which was proven false in the 700-page *Book of Secrets*, and now that they have not clarified after six months – well – when then?³³

Mr. Toney, for God’s sake and the sake of Chaplaincy, it has *never* been mere conflict between two chaplains – *never*. You interview Chaplain Collier yourself, you’ll see that he is not the sharpest tool in the shop, and might shake in his pants, so much wanting to please – his desire to *please* falls off his

²⁸ See www.PreciousHeart.net/Maness-Faith-Based-Housing.pdf, sent in December 1, 2011, that began the harassment of me, three contrived disciplinaries and dismissal recommendation three months later ... the real beginning of this fight for justice.

²⁹ *Book of Secrets*, Tab 2, Item 3, letters as follows: 10-29-12, 21 pages on initial exposure at Polunsky; 2-13-13, 14 pages, more exposures at Polunsky; 2-18-13, 35 pages on *additional* exposures at Polunsky and at the Lewis Unit, all and more at www.PreciousHeart.net/OIG/Five-Letters-Polunsky.pdf, quite a process before the *Book of Secrets* was labored.

³⁰ See www.PreciousHeart.net/100000-Moms.pdf, which I gave you, Brad, a personal copy in Austin when we testified before the House Corrections Committee in early 2011, on the bill that did not get out of committee on involving staff recommendations, not much of a bill, but the substance of this letter revolutionizes prison. Impossible - How can an average of less than 10 minutes per case be enough to thoughtfully review? How can they review without talking to the prisoner? I gave one clear solution, still ignored after 8 years!

³¹ Who? Ortiz? Byran Collier? – though it does not matter much now! Cover up of Polunsky’s violations is criminal.

³² See www.PreciousHeart.net/Save_Chaplaincy.htm, no other single person did more, and no other had the info to publish the “work” of your good chaplains, and Programs and Services Division did *nothing*.

³³ See www.PreciousHeart.net/OIG/Treason.pdf, code to open, “Love-Honor.”

shoulder like dandruff. The prisoners ... ate that up. And I, as a 20-year veteran, *knew* what to do, been doing that for 15 years, too: GO OVER HIS HEAD. If it was not clear, surely it is now. I've no problem in defending the good and standing my ground. Heck, I've been writing TDCJ Executive Directors for 18 years, since Wayne Scott was in, then Gary Johnson.³⁴ And look at all this. Mr. Toney, please, charge your investigators as only you know how to do!

I charge *you*, too, Mr. Toney, to charge them well. Look closely, now, pay attention – Investigator School 101 – whoever is deflecting to the conflict between two chaplains, oh yes, sir, they are a suspect now, too, in the cover up.

I *knew* what to do, and did it: I went to the wardens, and in July 2012 drove to Huntsville and called and *attempted* to see Bryan Collier and Rick Thaller – ring, ring, ring – they'll remember or they're liars! No sir, Mr. Toney, my conflict was with the wardens and majors *failing* and *refusing* to allow me to follow policy, refusing supervision to life-sentenced murders in their Prisoners' Computer Control Center for years, and now I have another conflict with those wardens and majors and Div. Dir. Upshaw who *REFUSED TO GUIDE* Chaplain David Collier from the time of his first employment at Polunsky, allowing Chaplain Collier to believe he was okay with that multitude of violations since his hire date of December 2006.

XV. When Those You Should Trust the Most ... LIE ... that is Treason!

When you have division directors *lying* and *covering up*, and the whistle blower – me – is scandalized and his career ruined ... why? The reality is clear: wardens and Michael Upshaw did NOTHING for years, protecting Chaplain Collier like no chaplain ever has ever been protected. Why?

As I said a couple of times in the *Book of Secrets*, “When those we *should* trust the *most* ... lie ... that is treason, and we cannot abide it.”³⁵

Brad and Bruce ... what are you going to do about it? And now, hopefully, we are asking a few others to weigh in, and see we can get more help, including Governor Rick Perry, AG Greg Abbott, Senator John Whitmire, Speaker Joe Straus, Allan B. Polunsky; House Corr. Chair Tan Parker, the other honorable member of the House Corrections Committee, Rep. Dr. James White, Rep. Alma A. Allen, Rep. Debbie Riddle, Rep. Toni Rose, Rep. J. D. Sheffield, Rep. Steve Toth; and TBCJ Chairman Oliver Bell, and the other esteemed members of the TBCJ, Thomas R. Mechler, Janice Harris Lord, Leopoldo Vasquez III, Eric Gambrell, Judge Lawrence Gist, Carmen Villanueva-Hiles, R. Terrell McCombs, Judge Thomas P. Wingate.

And first up in the media, Austin Statesman Editor Debbie Hiott (though I still have not heard yet from the Texas Monthly I wrote about a year ago).

Only a thorough OIG investigation will do, I do solemnly pray.

XVI. Mr. Toney – Find the MOTIVE ... no more beating around the bush

Why, Mr. Toney? Why? Of all the people in TDCJ, all law officer investigators are trained and experienced in looking for and hunting like Indian scouts for **MOTIVE**. Why not here? Why have your investigators been *ordered* to keep from discovering, your investigators *ordered* from discovery of the truth so plain in the recordings of the *three* previous TDCJ staff chaplains.³⁶ Why, Mr. Toney? They have been *ordered* not to talk to the volunteers and *ordered* not to talk to the three previous TDCJ staff chaplains and other staff. Why? Now, after six months ... why? And *ordered* not to investigate Warden Helm at the Lewis Unit ... why?

What happened at Polunsky is the *raison d'être* OIG exists.

You, sir, Mr. Toney, shall be held accountable for this. How do I know that? Those little birds after my 20 years in TDCJ. It is your job to investigate thoroughly, and I expect that you will find a way, now,

³⁴ Op. cit., fns. 16 and 27.

³⁵ *Book of Secrets*, pages 5, 156 and 680, and adapted on pages 267 and 666; op cit., fn. 3 for link to *Book of Secrets*.

³⁶ Listen to three (3) previous TDCJ Polunsky staff Chaplains, page 655, *Book of Secrets*: (1) Rev. Rick Anderson 2009, recorded 08-08-2013 www.PreciousHeart.net/OIG/01-TDCJ-Chap-Rick-Anderson-2009.mp3; Rev. Loren Edwards 2010, recorded 06-14-2013, www.PreciousHeart.net/OIG/02-TDCJ-Chap_Loren_Edwards_2010.mp3; and Rev. Mary Berry 2012, recorded 06-14-2013, www.PreciousHeart.net/OIG/03-TDCJ-Chap_Mary_Barry_2012.MP3. Backed up by volunteers.

sir. And find out whoever talked smooth to, cajoled, whispered sweet nothings about *poor* Chaplain Maness, blah, blah, that convinced your two investigators that the Volunteers at Polunsky AND the Volunteers at the Lewis Unit were off limits; remember (from the *Book of Secrets*), I brought some of my best Lewis Unit volunteer chaplains from the Lewis Unit to see that amazing site at Polunsky, yes, I did – wow, mouths ajar, they, too, had never seen anything like what the life-sentenced murderers had in their unsupervised Prisoners’ Computer Control Center in the dark. Amazed everyone, that circus did. And whoever convinced your investigators that the three (3, *tres*) previous TDCJ staff chaplains were off limits – another suspect in the cover up. Find out who manipulated your investigators, and charge your team to put on their Dirty Harry hats and transplant into their rib cages the Sherlock Holmes heart, give them an expense account, three extra investigators from Amarillo region, two extra secretaries, and tell them to **UNCOVER EVERYTHING!**

There is nothing more important now, except an actual murder.

By God in heaven Bruce Toney – do *your* job. And find out who manipulated your officers, first, this next week, and be sure that each and every one – even it was Brad Livingston or Byran Collier – but most likely William Stephens and Michael Upshaw – but whoever manipulated, see to it that Brad Livingston gives them a good old woodshed whipping and disciplinaries ... then ... Mr. Toney, have your investigators do what they are paid to do, and get to the bottom of the longest cover up in TDCJ history, five years life-sentenced murderers *ran* the Polunsky Chapel, Chaplain Collier a patsy to the prisoners, all under the complete and willful and illegal auspices – *auspices* – of the Wardens and their majors.

Why? I do *not* know. But if you cannot find that out, Mr. Toney, you should resign. If you find that out, you will find everything else out, including why I was sent there, and my exoneration and repatriation will ... or *should* follow.

Brad and Bruce – you two need to *fire* on the spot the person that told – or *ordered* – your two law investigators to NOT TALK TO VOLUNTEERS! That is abysmal! The volunteers are best witnesses. And whoever *ordered* them NOT to go to the Lewis Unit and NOT pursue Warden Frank Helm’s violations of policy regarding Vol. Chaplain Melvin Bell. Helm needs a Substandard Duty Disciplinary *before* he retires, at the least, for his 50x-worse violations than the disciplinaries contrived against me.

XVII. Volunteer Chaplain Bell Cleared

And, also important, your investigators do not have to do much, but look at the documentation I gave, that proves that Warden Frank Helm did NOT follow policy, that violated many policies, that Upshaw, et al, let Helm slide smooth over – even supported Helm in his violations – as Warden Hunter did at the Lewis Unit, and now supports Upshaw at Polunsky ... and see to it that Helm gets his substandard duty disciplinary, and Volunteer Chaplain Bell gets his apology and invite to return, Bell’s record completely cleared.

My relationship with Bell, and Helm’s treatment of Bell and my defense of Bell was critical to Michael Upshaw’s sending me to Polunsky, in addition to my own becoming the fall-guy for the multitude of violations at Polunsky – until I took steps to expose them after my first month there – that your Deputy Bryan Collier knows right well, in July 2012, and Rick Thaller, too.

XVIII. How Bad Is It? – the Chairman Bell’s Coin – and Job ONE!

FACT – when Chaplain Director Emmett Solomon (R.I.P.) was over chaplaincy *and* volunteers, 150 chaplains supervised the *same* number of volunteers today *without* the overburden of Dunbar with far less paperwork and with no volunteer “department” with *fewer* volunteer problems. That is, after 20 years, what has been the progress? There has been none to speak of, expect cost to TDCJ in the increase of bureaucracy and dumbing down of the profession, as with the hiring of Bill Pierce and Michael Rutledge, and so forth.

So, what has Dunbar accomplished? A few trips and meetings. Oh, yes, he has one of Chairman Oliver Bell’s “Chairman’s Coin” framed in his office, like that means something. But why does Bell give out coins of favor to “special” people Bell meets at random? The only perceivable reason is to *encourage* the person, as a king would a serf, while all else around wonder why. Even the “adaboy” given to substance counselors mean more, for at least a minimal achievement was there. The “coveted chairman’s coin,” as it is called throughout TDCJ by sycophants is truly something else, more a mark of favor for “no reason.” Those who frame the coin are truly in need of *favor for no reason*, without the chairman truly

knowing who is deserving and not deserving. Chairman Bell would do well to read *The Leadership Challenge: How to Make Extraordinary Things Happen in Organizations* for how to really motivate.³⁷

I hope Chairman Bell reads this and the *Book of Secrets* – I truly do. And if he does read it, I likewise hope he has a sense of humor and truly stops with the “coin of unmerited favor,” and take this as an honest piece of criticism. The Chairman’s Coin does worse for those who do not receive it, than the good he intended for those to do receive it.

But what has Dunbar accomplished? Faith-Based Dorms? There is *still* no analysis of those, these years later, only lists of units that have one (nearly all), and no perceivable difference. And the “cost” – what is the cost? To the staff, to the prisoners? Oh, “cost” did not mean anything to Dunbar in 2012 as he humiliated my work in that Faith-Based Housing Letter,³⁸ and “cost” still does not mean a plugged nickel to Dunbar. What of the cost of about \$50 of staff “work” for every two-bit rosary? Still unaddressed, after 10 years, when they could be given out like shoelaces ... but who cares?

Not anyone!

I was disciplined for exposing folly and unethical behavior – but Dunbar and Upshaw get clean away without so much as a padded pat on the hand for five years of the longest cover up in TDCJ history?

How bad is it? Now after two years of hard, hard work, I *still* have to fight hard for justice for me, for Volunteer Chaplain Bell, and proper punishment for those who persecuted us for selfish motives that have yet to be discerned by OIG, and several – like Chaplain Collier – are protected like no other employee in TDCJ has ever been protected. Equality – not yet.

How many others have been? If to me, the most articulate and persistent employee you have ever had, then how many others less able? That is **OIG’s Job Two** – hard – but a needed job.

Job One – find out why Upshaw and the wardens covered up the host of violations for years! What did they gain for that? **Job Two** – who was the First Hero? Who else was *promoted* for colluding with the wardens in cover up, and who else was *demoted* for refusing or for taking a stand at Polunsky?

Polunsky – what happened there? No more important task for OIG in its history.

Conclusion – Please Help TDCJ Chaplaincy, and Me – my last plea to you

How bad is it?

Brad ... it’s bad, very bad. And those who are telling you, “it’s fine” ... lie.

Brad and Bruce ... this is my last letter to you two, the last one. If you two are not going to help me and answer this yourself, and *really* do something ... well, I’ve proven enough, believed in your honor long enough – perhaps too long – and even this was very hard to do.

You have no idea how hard this has been.

I leave you with this: in July 2012, after having endured and overcome the dismissal, and I sat one day with Volunteer Chaplain Tommy Dill. I had already pleaded with Warden Simmons and Chaplain Collier and written a 4-page IOC to Warden Muniz, driven to Huntsville to attempt to see Bryan Collier and Rick Thaller. There I sat in the 4-Gym Chaplain’s office looking at the Prisoners’ Computer Control Center, called the “Media Room” then, with the lights off as the officer sat out front watching the games the prisoners were playing in the gym area. Two life-sentences murderers had been in that office for four hours that day, regularly spending 8-10 hours IN THE DARK with the lights off and most of the windows with cork board in them – for years said Volunteer Tommy Dill – and that is where the staff restroom is at and where a ladder portal goes to the roof.

I only got the lights turned on after complaining for months! Only have persisting through Warden Alford belligerence in early October 2012, and he came down hard on me then. Favored for years by the volunteers, but belligerent to me for *demanding* supervision of the prisoners. But even with the lights on, there was *still* no supervision for those prisoners. Not until I FAXed you Brad on October 30, as I was

³⁷ James M. Kouzes and Barry Z. Posner, *The Leadership Challenge: How to Make Extraordinary Things Happen in Organizations* (5th edition, 2012), see also, www.LeadershipChallenge.com, far better than the Steven Covey *Seven Habits of Highly Effective People* that was popular in TDCJ 12-15 years ago, which I had the honor of taking under Warden Stacks.

³⁸ See www.PreciousHeart.net/Maness-Faith-Based-Housing.pdf, or in the *Book of Secrets*, Tab 20, pages 525-624, that humiliation by Dunbar documented in *Book of Secrets*, Tab 16, Disciplinarys 1 & 2, pages 483-506.

forced to retire, did *anything* happen to begin supervision. Fast forward three-four more weeks from October 30, and see one last time the degree of cover up by Upshaw who ordered all erased, all cleaned, all the illegitimately procured computers and color laser printers properly donated ... all clean ... like it never happened – so Upshaw hopes and prays and laughs behind your backs, Brad and Bruce – described in detail in that 30-page Treason Epilogue sent to both of you January 2014.³⁹

Now, I am forced to send it up stream more forcefully, praying someone will help you two act.

Not sure who else, but if I do not hear from someone willing to do something, well, I'll just have to pray about what to do next. Someone believes that Chaplaincy deserves the best. One chaplain, me, was forced to retire, his career *purposely* ruined, because he loved TDCJ enough to tell the truth, because he exposed unethical conduct. I was disciplined for writing a letter to Brad Livingston ... mostly.

Brad – you would think I would run out of things to expose. I surely should have, long ago, if ethics really meant something. It's bad, the sorry administration of chaplaincy, that after exposure upon exposure, they continue to mismanage and degrade the chaplaincy without compunction – the hiring of innocent and naïve Rutledge proving once again.

Brad Livingston, have mercy on me and so many others. Help me get my honor back.

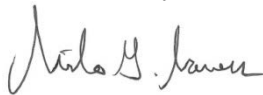
Place a moratorium on the hiring of the new “Director” of Chaplains, until OIG finishes a truly thorough investigation and you, sir, deal with Dunbar horde of violations of HR policies, and also find out what Upshaw and the wardens really gained in the fiasco at Polunsky for five-plus years. And, bear in mind, all the promotions that happened right after I sent you that exposure in October 2012.

Help Michael Rutledge, most likely a good and likeable man, for he does not even know why he was hired, not truly. He was told by Dunbar and others (Ortiz?), “We are so glad to have you here,” while the truth is that they are glad for his *lack of knowledge*, his *inability* to relate to chaplains in the field, and – look at his own resume and applications – glad for his professional *rootlessness*, too. Perfect, to molded into another self-serving bureaucrat, coddling him, allowing him to believe he has some kind of gifts that allowed him to be catapulted above his peers ... what a special guy. A pawn, kept out of the inner sanctum of real decisions, just as Bill Pierce has been for the last five years. **For a man or woman to be used like that ... Brad and Bruce, help Rutledge, too.** He will *never* know the degree of violations at Polunsky, or the simplest struggles of chaplains. And the future of chaplaincy ... down the line as Dunbar prepares to retire in a few years and another like Dunbar is hired because he/she could not get a Manager III position anywhere else in TDCJ (like Donna Gilbert before him), and *enters* the position as Dunbar did and *starts* to learn and *reads* for the first time the Chaplaincy Manual – poof – *more* much ado about nothing. A captain of a ship of chaplains without any knowledge of sailing – leadership by authority, not by example – every good business principle having been thrown out the window regarding chaplains 15 years ago.

But Rutledge, too, will in due time get a copy of this, perhaps by the end of next month, if I hear nothing from you Brad. I shall pray for you and TDCJ Chaplaincy and what to do, as I have done.

Know this, as hard as it is ... I have not been given permission to quit yet. To God be the glory.

Most sincerely,

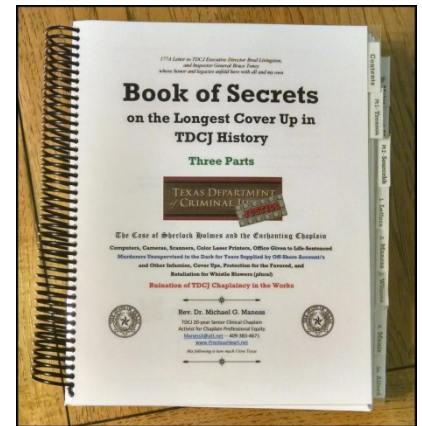


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³⁹ I sent five copies of the Treason Epilogue, www.PreciousHeart.net/OIG/Treason-Epilogue.pdf, code to open, “Love-Honor” which is the *epilogue* and final portion of the *Book of Secrets*, pages 663-716, to Brad Livingston, Bruce Toney, and AG Gregg Abbott. It's a masterpiece on Upshaw's cover up. I got no response, until I sent another one-page letter calling for an OIG investigation. I was called by Brian Yosko and Teller a few later, “interviewed” for two hours in a sterile room, and sent on my way. Nothing has been done yet to right the wrongs, nor even interview the volunteers or the previous three TDCJ chaplains whose recordings were sent (fn. 22), not even a peep at the Lewis Unit either – nothing substantial after six months. Shameful.

**Suggest Rep. Parker and Chairman Bell Have Copies Made of
Book of Secrets for All Committee and Board Members**

I suggest Texas House Corrections Committee Chair Rep. Tan Parker and TDCJ Chairman Oliver Bell ask that Brad Livingston have his staff print color copies of the *Book of Secrets*, tabbed just as I sent to Livingston, Toney, and Abbott, for every member of their committee and board. It took me a lot of work to write that, hundreds of hours, a lot of ink to print, and a lot of work to put them together and have them bound. It would cost TDCJ nothing, and be investment and aid the committee and board members to see the scope of the violations easier, facilitate their understanding of the complexity of TDCJ Chaplaincy Department, and help them as they question – and *should* question – the primary parties I charge with treason in their cover up, like Michael Upshaw and Richard Alford. The *best* way to view all the evidence is in color and tabbed. Furthermore, have Livingston’s staff make copies of the three (3) disks (CD and DVDs) of the videos, recordings, and documents, so all can have a full copy (the videos *not* made public). And notice, you have the PDF link here, and it *must be* printed on two sides, for it is 716 pages – a lot of evidence, much that should have been addressed 10 years ago.



Links to Key Documents

This Letter www.PreciousHeart.net/OIG/TDCJ-Maness-8-2014.pdf .

Book of Secrets (“Love-Honor” to open – 145 MBs): . www.PreciousHeart.net/OIG/Treason.pdf
Book of Secrets on the Longest Cover Up in TDCJ History in three parts, subtitled: *The Case of Sherlock Holmes and the Enchanting Chaplain - Computers, Cameras, Scanners, Color Laser Printers ... Given to Life-Sentenced Murderers Unsupervised in the Dark for Years ... and Retaliation for Whistle Blowers (plural) – Ruination of TDCJ Chaplaincy in the Works* (2014; 716 pages), a hard copy mailed to both Brad Livingston, Bruce Toney, and AG Greg Abbott.

Treason Epilogue (“Love-Honor” to open): www.PreciousHeart.net/OIG/Treason-Epilogue.pdf
the *epilogue*, or end of the *Book of Secrets*, and Upshaw’s erasure of evidence and cover up.

Five Letters, prior to *Book of Secrets* www.PreciousHeart.net/OIG/Five-Letters-Polunsky.pdf
five major letters sent to Brad Livingston prior to the *Book of Secrets*.

Faith-Based Housing Letter www.PreciousHeart.net/Maness-Faith-Based-Housing.pdf
sent at end of Dec. 2012, and within three months I faced dismissal, after 20 years.

Rutledge TDCJ Applications www.PreciousHeart.net/OIG/Rutledge-TDCJ-Apps-Promotions.pdf
Rutledge’s first application for Parole Chaplain, with resume, second for his application for Region 1 Chaplain position, both of which were incomplete and often illegible.

Bill Pierce 2000 TDCJ Applications www.PreciousHeart.net/OIG/Pierce-2000-TDCJ-Application.pdf
Pierce’s application for Director of Chaplains in 2000, where his unaccredited bachelor’s degree was verified, and shows his lack of experience then.

Save Chaplaincy – saved from Zero Budgeting in 2011 www.PreciousHeart.net/Save_Chaplaincy.htm

100,000 Mothers’ Parole Option www.PreciousHeart.net/10000-Moms.pdf
for eight years, attempted to get some action on this. Rep. James White did get a bill written, but it never made it out of committee. It would revolutionize prison as we know it.

My Web Site on Prison Chaplaincy Documents www.PreciousHeart.net/chaplaincy
largest collection of data and documents in the U.S. on Prison Chaplaincy.

The following was sent on 9-8-14, as a follow up ...

From Drum's 2012 application (Daytime Phone)	
NAME <u>Drum</u> (Last)	NAME <u>Lawrence</u> (First)
NAME <u>Vance</u> (First)	NAME <u>Lawrence</u> (Last)
List exact title of position or type of work and location for which you wish to apply: Chaplain III - Rehabilitation Programs Division, Huntsville	
Job Posting Number 045251PM	Closing Date 10-08-2012 - Extended

9-8-14 update on Book of Secrets ... Longest Cover Up in TDCJ History

Dear Honorable Officials, aids and advisors:

On Aug. 22, I sent you a certified letter with a plea for a full OIG investigation of Polunsky's years of cover up. After Dep. Dir. Rutledge's specious hiring was exposed, Dr. Vance Drum was promoted Sept. 1 to Dir. of Chaplains without an application process ... *again?* ... Why?

Drum was promoted to Region 1 Chaplain in a specious application extension in late October 2012 (*Book of Secrets*, 121-24). What does that mean? That means Drum was the Chaplain SUPERVISOR over the Polunsky Chapel right after I blew the whistle in Oct. 29, 2012, in a 21-pg. letter faxed to Livingston (Tab 1, Item 6, 176-95), and during November when Reg. 1 Dir. Michael Upshaw ordered TDCJ's Techs to "clean" the Polunsky Chapel computers and have the illegitimately procured property *properly* donated - a four-week *cleaning* (Treason Epilogue, 663-81). **Drum did nothing then!**

Drum was the Region 1 Supervisory Chaplain OVER the Polunsky chaplain Nov. 2012 and all 2013 as I exposed Polunsky! And when the **Book of Secrets** was sent in January 2014! What place did Drum have in the COVER UP as the lead chaplaincy supervisor?

Promoted BECAUSE he did NOTHING? Another TDCJ secret!

Your Letter: www.PreciousHeart.net/OIG/TDCJ-Maness-8-2014.pdf
Book of Secrets: www.PreciousHeart.net/OIG/Treason.pdf - code "Love-Honor"

