UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JAN 10 2013

OFFICE OF
CIVIL RIGHTS

Return Receipt Requested
Certified Mail#: 7004-1160-0002-3622-5980

In Reply Refer to:
EPA File No.: 16R-12-R2

Michael Alston
Director, Office of Civil Rights
Office of Justice Programs
U.S. Department of Justice
810 Seventh Street, N.W.
Washington, DC 20531-3718

Re: Referral of Administrative Complaint

Dear Mr. Alston:

On August 27, 2012, the U.S. Environmental Protection Agency (EPA), Office of Civil Rights (OCR) received a complaint from an inmate at the Southport Correctional Facility (SCF), which is managed by the New York State Department of Corrections and Community Supervision (NYS DOCCS). The complaint alleged that the complainant was receiving inadequate medical treatment. Neither SCF nor the NYS DOCCS are recipients of EPA financial assistance. Therefore, the complaint is not within EPA OCR jurisdiction to investigate, and OCR must reject the complaint for investigation.

However, because the U.S. Department of Justice (DOJ) may have subject matter expertise over the allegations in this complaint, the complaint is being referred to DOJ to review and investigate as you deem appropriate. We have notified the complainant that his complaint has been forwarded to DOJ and provided him with your contact information. If you have any questions about this matter, please contact Helena Wooden-Aguilar at (202) 564-0792, via email at wooden-aguilar.helena@epa.gov, or via mail at U.S. EPA, Office of Civil Rights (Mail Code 1201A), 1200 Pennsylvania Avenue, N.W., Washington, DC, 20460.

Sincerely,

Rafael DeLeon

Rafael DeLeon
Director

Enclosure(s)

cc: Stephen G. Pressman, Associate General Counsel
Civil Rights and Finance Law Office (MC 2399A)

[redacted]
Southport Correctional Facility
P.O. Box 2000
Pine City, New York 14871-2000

Melva Hayden
U.S. EPA Region 2