IN THE OHIO COURT OF CLAIMS

TERRI GARKO, Plaintiff v. OHIO DEPARTMENT OF REHABILITATION AND CORRECTION, Defendant	Case No. 2020-00369JD Magistrate Holly True Shaver AFFIDAVIT OF SHELBY BENNETT
STATE OF OHIO) COUNTY OF Clark)	

The affiant, Shelby Bennett, being duly sworn, deposes and says as follows:

- 1. I am a ____ at the Ohio Reformatory for Women (ORW), an institution run by the Ohio Department of Rehabilitation and Correction. On December 13, 2019 I was a Lieutenant.
- 2. I have personal knowledge of the facts contained in this Affidavit.
- 3. On December 13, 2019 I was in a Rules Infraction Board (RIB) hearing for Ms. Garko. She was screaming and cussing during her hearing, so it was terminated due to her non-compliance. Ms. Garko dropped to the floor. I directed her several times to stand to her feet and walk. She finally complied and Officer Arthur Jones and I escorted Ms. Garko back to the Residential Treatment Unit (RTU).
- 4. Once inside the recreation room, Ms. Garko was kicking and trying to pull away from us and threw her head back and spit on Officer Jones' left chest area and arm. She then started to kick and had to be placed on the ground. Ms. Garko was trying to pull her hands out of the handcuffs. She continued to spit and did spit on another inmate. She turned in my direction and pulled her head back like she was going to spit on me, so I deployed OC to protected myself and others from being spit on.
- 5. The OC was ineffective because Ms. Garko turned her face away.

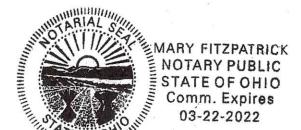
6. Further, Affiant sayeth naught.

Turbenet!

Sworn to and subscribed in my presence this 2 hday of

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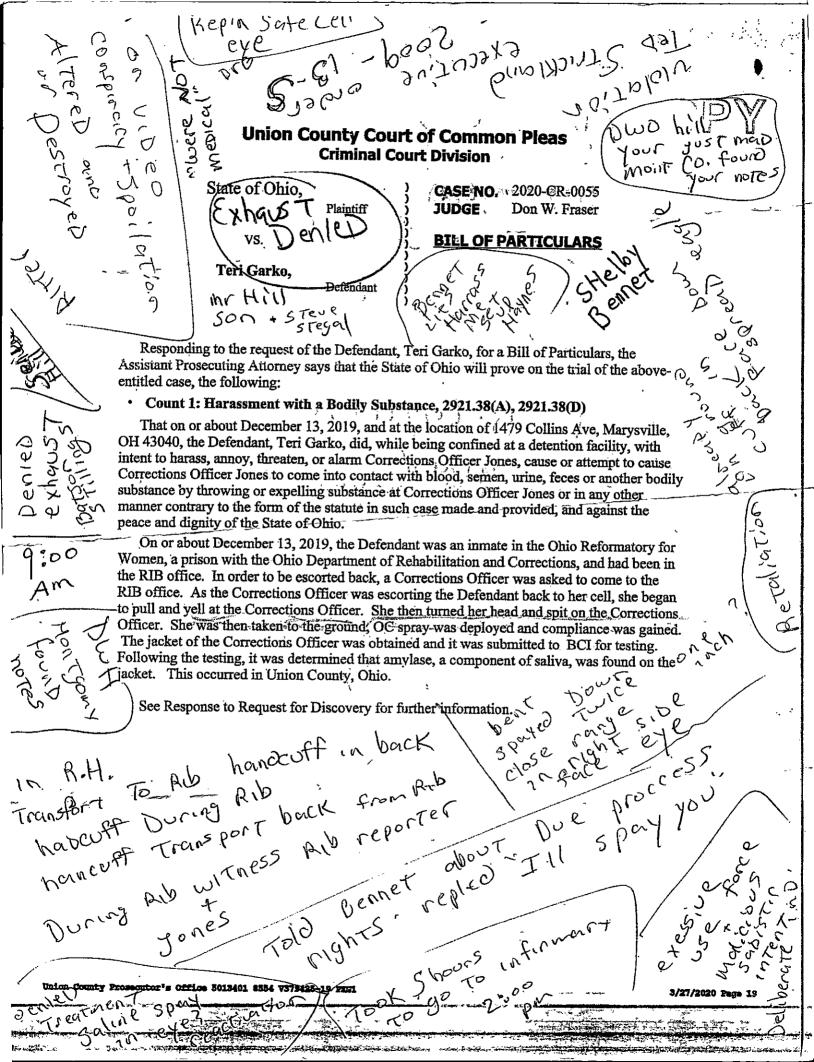
2021



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VIDED Surviellance footage of Deember 12, 2019 Destroyed This is the original Conduct Report written or December 21, 2019. They Changed Their entire Story in 2021 When I was representing myself Pro-SE That they were Trying To hide and Bennett ADDED
all those other EXTT9
Lies To make it
look like she
was justified in her use
of force. Bennett actually bent Down
while I was taken face
first on the ground flat
on my stomache and
I was already cuffed in
back the whole time
and she bent Down and Sprayed me Directly on side
of My face on the right
Side Directly in My eye that was going blind Just to cause me pain and harm

24.24 7.30s.v. The said a right -THE TOTAL OF 19 LOCA Le an Ohi Almong MIT OF COM CIAMPART TISATANTOLINA I THINK VILLUTION IT ME ander Zoul To alm i The second residence of the se 219) J = 12/2 2004 LOV 975 STELLE MAN FORE E TO E Chry - Mint, Zuel Trid MINI JAK MINO OF TROOP



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Conduc	t Report	Institution: ORW	Case Number: ORW-19-009416	
Name: GARKO, TERI R		Number: W84180		
Date/Offense: 12/13/2019	Time/Offense: 09:40 AM	Location: Arn-3 dayroom		
Rule(s) Violated:		,		
Supporting Facts (Describe what occ	curred and how the inmate violated t	he rule[s]):		
On the above date I went to assis from me. She then turned her fac	t in R.I.B. with inmate Garko 84180, e left and spit on my left arm and c	, as we were escorting her back to l hest area. For this I-m-charging her	ner room she tried to pull away with a rule 7 violation EOR	
(1)				
(Use Conduct Report Supplement	·			
Printed Name: jonesag	ish to have input into the disciplina		hor	
Shift: SPECIAL DUTY		Days Off: T/S/S	Date: 12/13/2019	
A copy of this conduct report was served upon the above-named inmate on: December, 21, 2019, at 10:35 AM				
Staff Signature: 5gt Villega				
I acknowledge receipt of the cond	uct report on the above stated dat	e and time:		
Inmate Signature: Rufused		Number:	W84180	
DRC 4018 (rev 12/05) DISTRIBUTIO	N: WHITE - RIB CANARY - Unit File	PINK - RIB Board GOLD - Inmate	ACA 4214 through 4236, 4269	
there at all no mention no ment no ment no ment no ment sp	of Lt. She of Lt. She n of pulling ion of Con ion of the IT on LT.	mention aby Bennet out of cuf outring on i tinuing to s eatening to	fs nmate spit	