

March 24, 2021

TO: [REDACTED]  
Assistant Director Custody Management

FROM: [REDACTED]  
Lead Compliance Inspector  
The Nakamoto Group, Inc.

SUBJECT: **90-Day Follow-Up/Annual Inspection of the Desert View Annex**

The Nakamoto Group, Inc. performed a 90-day follow-up inspection for compliance with the ICE Performance Based National Detention Standards (PBNDS 2011) of the Desert View Annex in Adelanto, California, during the period of March 22-24, 2021. This is a DIGSA.

The inspection was performed under the guidance of [REDACTED] Lead Compliance Inspector. Team Members were:

Subject Matter Field	Team Member
Detainee Rights	[REDACTED]
Security	[REDACTED]
Medical Care	[REDACTED]
Medical Care	[REDACTED]
Safety	[REDACTED]

**Type of Inspection**

This is a scheduled 90-day follow-up inspection which is performed to determine overall compliance with the ICE PBNDS 2011 for Over 72 hour facilities. The facility did not receive a rating during the October, 2020, pre-occupancy inspection.

**Inspection Summary**

The Desert View Annex is currently accredited by:

- The American Correctional Association (ACA) – No
- The National Commission on Correctional Health Care (NCCHC) – No
- The Joint Commission (TJC) - No
- Prison Rape Elimination Act (PREA) - No

**Standards Compliance**

The following information is a summary of the standards that were reviewed and overall compliance that was determined as a result of the 90-day follow-up compliance inspection:



<b>2020 Pre-Occupancy</b>	
Meets Standards	N/A
Does Not Meet Standards	N/A
Repeat Finding	N/A
Not Applicable	N/A

<b>2021 90-Day Follow-up Inspection</b>	
Meets Standards	38
Does Not Meet Standards	0
Repeat Finding	0
Not Applicable	5

The inspection team identified four (4) deficient components in the following three (3) standards:

- Environmental Health and Safety - 1
- Key and Lock Control - 1
- Visitation - 2, both of which are Priority Components

### Facility Snapshot/Description

The Desert View Annex, located in the southwest region of Adelanto, California and neighboring other correctional facilities and government buildings, is owned and operated by The GEO Group, Inc. (GEO), a private corporation based in Boca Raton, Florida.

The facility is currently housing male detainees of all classification levels.

The facility operates as an annex to the Adelanto ICE Processing Center. Telephone services are provided by Talton, health services are provided by Wellpath and commissary services are provided by Keefe. All other services are provided by GEO. Detainees are not charged co-pay fees for medical, dental, or mental health services.

The perimeter security of the facility is comprised of a double chain-link fence. Central control is staffed 24 hours a day. The perimeter of the facility is patrolled by two officers during each shift.

The single-story facility houses detainees in general population housing units with a design capacity of 88 detainees per unit. All housing units, which are managed by direct supervision, are located off the main corridor. The facility has a restricted housing unit which is located adjacent to the intake area and health care unit. All detainee movement is escorted.

Each general population housing unit has a dayroom which provides space and seating for detainees to socialize and tables for board games. Televisions, microwaves, and board games are provided for detainees. Telephones and tablets are available in the housing units. Detainees may use the tablets for video visits, messaging with family and friends, playing music and games, filing grievances, ordering commissary, and submitting requests to facility and ICE staff. A law library computer is available in a separate area of the housing units. The main law library is located off the main corridor. A large selection of legal materials and reading materials, including audio books, are available to detainees. Due to COVID-19, detainees are using the computers in the housing units to access LexisNexis.

Detainees may currently visit with family and friends through video visitation only as all general visits have been discontinued due to COVID-19. Detainees are offered outdoor recreation daily.

There were no detainees housed in the disciplinary segregation during this inspection. A review of logs and reports indicated that there have been no detainees placed in disciplinary segregation during this inspection period. There were no incidents involving the use of force on a detainee.



The atmosphere in the housing units was relaxed. During this hybrid inspection, four detainees were interviewed telephonically by inspectors working remotely and sixteen detainees were interviewed by on-site inspectors. All detainees interviewed reported that they felt safe in the facility and that they are treated well by staff. Detainees received and signed for the facility handbook and the ICE National Detainee Handbook during the intake process.

Detainees were interviewed in a confidential manner. They stated the bathrooms and showers were clean and the showers and toilets worked. None reported any medical problems and two who reported taking medication stated they received their daily medications without problems. Several detainees had minor complaints about the food, complaining about the "sameness" of the food. All stated they were aware of the grievance system. None reported having filed a grievance. All detainees were aware of the OIG contact number, but none reported having contacted the OIG for assistance. Detainees reported they are offered recreation each day and have good access to the law library computer in the housing unit and that the telephones, televisions, and handheld tablets all worked.

Detainees voiced concerns with their commissary/phone accounts. Detainees complained that they were not able to access their account balances via the tablets. Interviews with the assistant business manager and detainee account clerk revealed that the phone company (Talton) and commissary account company (Keefe) systems are not integrated. Money placed into the detainee's phone account are not transferable to the commissary account. However, money put into the commissary account may be transferred to the phone account. Prior to the conclusion of the inspection, the facility indicated they would post additional information regarding the accounts and how to access account balances.

During detainee interviews, no issues or concerns were voiced with respect to personal hygiene.

Due to COVID-19, this inspection was conducted as a hybrid inspection with three inspectors onsite and two working remotely. The facility provided the inspection team all requested documentation and photographs as evidence of practices and procedures within the facility. In addition to these materials, staff were interviewed by the inspection team. All staff interviewed were well versed in facility policy and the requirements of the standards and were responsive to all requests made by the inspection team.

The facility has an aggressive COVID-19 prevention program in place. There are currently no detainees who have tested positive for COVID-19.

## **Areas of Concern/Significant Observations**

### **Priority Components rated Does Not Meet Standard**

#### **Standard 5.7 Visitation**

**Component # 5 – PRIORITY:** General visitation is permitted during set hours on Saturdays, Sundays, and holidays, and, to the extent practicable, the facility also establishes visiting hours on weekdays and during evening hours. The facility accommodates the scheduling needs of visitors for whom scheduled visiting hours pose a hardship. The number of visitors a detainee receives and the length of visits are limited only by reasonable constraints of space, scheduling, staff availability, safety, security, and good order.

**Finding:** General visitation has been suspended due to COVID-19 concerns. There is a video visitation option available on the electronic tablets available to detainees in the housing units; however, video visits



are not free. Indigent detainees do not have access to general visitation. The facility has continued to provide legal visitation.

**Recommendation:** The facility should provide an equal opportunity for detainees to participate in general visitation without paying a fee.

**Component #9 – PRIORITY:** The facility’s written rules shall specify time limits for visits. Visits should be for the maximum period practicable but not less than one hour with special consideration given to family circumstances and individuals who have traveled long distances.

**Finding:** General visitation has been suspended due to COVID-19 concerns. There is a video visitation option available on the electronic tablets in the housing units; however, video visits are not free. Indigent detainees do not have access to general visitation. The facility has continued to provide legal visitation.

**Recommendation:** The facility should provide an equal opportunity for detainees to participate in general visitation without paying a fee.

### **Recommended Rating and Justification**

The Lead Compliance Inspector recommends that the facility receive a rating of Meets Standards. The facility complies with the ICE Performance Based National Detention Standards (PBNDS 2011) unless unobserved practices and conditions are contrary to what was reported to the inspection team. No standards were found Does Not Meet Standard and five (5) standards were Not Applicable (N/A). All remaining thirty-eight (38) standards were found to Meet Standards.

### **LCI Assurance Statement**

The findings of compliance and non-compliance are accurately and completely documented on the G-324 Inspection Form and are supported by documentation in the inspection file. A telephonic, call-in out brief was conducted with the facility. In addition to the entire Nakamoto Group, Inc. Inspection Team, the following participated in the conference call:

- ICE Officials – [REDACTED]

- Facility Staff – [REDACTED]

[REDACTED]

[REDACTED], Lead Compliance Inspector

March 24, 2021

Printed Name of LCI

Date

