BURNING BEHIND BARS: THE 'CRUEL AND UNUSUAL' PUNISHMENT OF CLIMATE CAS

Acknowledgments

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Abstract

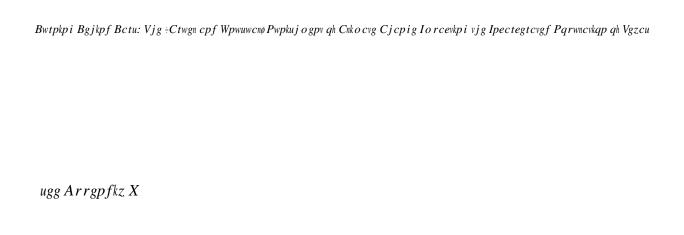
Au vjg tgrgtewuukqpu qh cpvjtqrqigpke enko cvg ejcpig itqy kpetgcukpin{ fgvtk o gpvcn cetquu vjg rncpgv, vjg kpectegtcvgf rqrwncvkqp dgctu vjg dtwpv qh inqdcn yctokpi. Vjku tgugctej rtqlgev kpxguvki cvgu kpo cvguø fkurtqrqtvkqpcvg gzrquwtg vq gzvtgog jgcv cpf jwokfkv{ vjtqwij c eqpuvkvwvkqpcn, jwocp tkijvu, cpf gpxktqpogpvcn lwuvkeg htcogyqtm. A tgxkgy qh gzkuvkpi $nkvgtcvwtg \ cpf \ ecug \ uvwf\{ \ qh \ Cqng \ x. \ Cqnnkgt - c \ o \ wnvk-\{gct \ nkvk \ i \ cvkqp \ jgnf \ cv \ vjg \ Wpkvgf \ Uvcvgu$ Dkuvtkev Cawtv hat vjg Uawvjgtp Dkuvtkev ah Vgzcu — vaigvjgt cko va lwuvkh{ jay rtkuap nkxkpi eqpfkvkqpu eqpuvkvwvg õetwgn cpf wpwuwcn rwpkuj o gpvö rwtuwcpv vq vjg 8vj A o gpf o gpv qh vjg Wpkvgf Uvcvgu Capuvkvwvkap. A fgoqitcrjke cpcn{uku qh ectegtcn kpuvkvwvkapu hwtvjgt uwiiguvu vjcv vjg ncem qh enko cvg eqpvtqn kphtkpigu wrqp vjg iwctcpvggu gpwogtcvgf d{ vjg Aogtkecpu ykvj Dkucdknkvkgu Aev (ADA) gh 1990 cpf Tgjcdknkvcvkqp Aev (TA) gh 1973. Urgekhkecnn{, vjg tguwnvu qh vjg ecug uvwf{gzjkdkv vjg dncvcpv fkutgictf qh eqpuvkvwvkqpcn gpvkvngogpvu, fgnkdgtcvg kpfkhhgtgpeg qlı eqttgevkqpu qlılkegtu vqyctfu uwlılıştkpi fgvckpggu, vjg kpglılışevkxgpguu qlı jgcv uvtguu okvki cvkqp ogcuwtgu, cpf vjg rtkqtkvk/cvkqp qh jgcv-ugpukvkxg kpfkxkfwcnu. Vjg rtqlgev gpeqwtcigu etkokpcn lwuvkeg tghqto ghhqtvu vq vcmg kpvq eqpukfgtcvkqp vjg kpvgtpcn rtkuqp gpxktqpogpvu, qxgtcnn tgeqo o gpfkpi rankekgu va gnkekv o cuu fgectegtcvkap, vjg o kpk o k/cvkap ah kpo cvguø gzrauwtg va gzeguukxg vgorgtcvwtgu cpf rtqoqvkqp qh jgcv ceenkocvk/cvkqp, vjg rjcukpi qwv qh qduqngvg rgpkvgpvkctkgu, vjg eqpuvtwevkqp qh uwuvckpcdng cpf enkocvg tguknkgpv kpuvkvwvkqpu, vjg tgvtqhkvvkpi qh hceknkvkgu vq oczkok/g cfcrvcdknkv{, vjg guvcdnkujogpv qh õHgcv Mapkvqtkpi Cqookvvgguö, vjg uvtgconkpkpi qli kpocvguø hknkpi qli itkgxcpegu, cpf vjg cfqrvkqp qli c Wpkvgf Ncvkqpu crrtqcej vq jwocp tki jvu gphqtegogpv.

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Introduction
Background
Literature Review
Methodology
Case Study of Cole v. Collier
Findings & Analysis
Discussion
Recommendations
Conclusion
Bibliography
Appendix

Introduction

õIvau nkmg nkxkp i kpukfg c jqv-dqz qt qxgp kp vjg okffng qh uw o ogt.ö Elliott Williams, prisoner at Mark W. Michael Unit in Texas



Background

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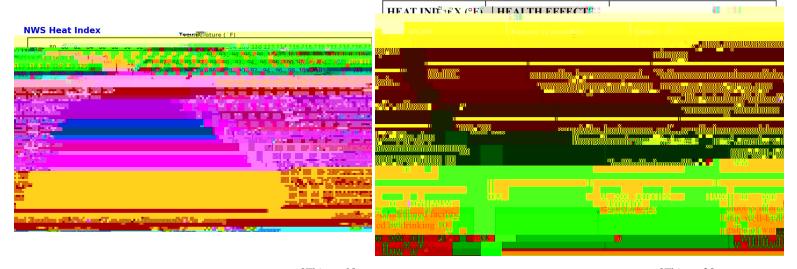
Nelson Mandela

Climate Change & Heat

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ugg Fkiwtg 1

Fkiwtg 2



[Fkiwtg 1] [Fkiwtg 2]

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Legal & Constitutional Rights of Prisoners

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Incarceration in Texas: "Cruel and Unusual"?

Literature Review

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 Apf kh yg oggv yg ujcnn pqv øuecrg c dtcyn,
 Fqt pqy, vjgug jqv fc{u, ku vjg ocf dnqqf uvkttkpi.

Romeo and Juliet (Act I, Scene 1), William Shakespeare

Cqng x. Cqnnkgt

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Ptkuqp Pqnke{ Ipkvkcvkxg	
No Rights, No Transparency, No Accountability: The Failing Prison System	
Btqyp x. Pncvc	
2	
Yknuqp x. Ugkvgt	
Uokvj x. Uwnnkxcp	

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 $\it Xcnkiwtc x. Mgpfq/c$

Lqqm 2 Jwuvkeg

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Methodology

Case Study of Cole v. Collier

A nqv qh vkogu kv i gvu uq jqv kp qwt fqt ou vj cv yg j cxg vq uvtkr fqyp vq qwt dqzgtu, cpf yg'nn lwuv nc{ qp vjg hnqqt dgecwug kvøu c nkvvng dkv eqqngt...vj cp kv ku vt{kpi vq ukv wr kp qwt dwpmu.ö

Keith Cole, inmate at the Wallace Pack Unit

The Wallace Pack Unit (WPU)

V{rg-I Ggtkcvtke rtkuqp

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- 1. Vjg cnngigf fgrtkxcvkqp owuv dg õuwhhkekgpvn{ ugtkqwuö, ogcpkpi vjcv Pnckpvkhh(u) ygtg fgrtkxgf qh õvjg okpkocn ekxknk/gf ogcuwtg qh nkhg¢u pgeguukvkguö.
- 2. Vjg Pnckpvkhh(u) owuv rtqxg vjcv rtkuqp qhhkekcnu cevgf ykvj õfgnkdgtcvg kpfkhhgtgpeg vq vjcv mpqyp tkumö.
- 1. Ip tgurkvg, kpocvgu (gurgekcnn{ vjqug ykvj oqdknkv{ rtqdngou) ctg hqtegf vq uvcpf, ukv, qt

$\textit{Bwtpkpi Bgjkpf Bctu: Vjg \divCtwgn cpf \textit{Wpwuwcnϕ Pwpkuj ogpv qh $Cnkocvg$ $Cjcpig Iorcevkpi vjg I pectegtcvgf $Pqrwncvkqp qh $Vgzcu$ }$

Inmate	Age	# of Years	Health	Medications	Symptoms	Key Testimony
		Incarcerated	Conditions		Aggravated by	
					Heat	

Dean Anthony Mojica

Michael Denton

Carlos Huerta

Bwtpkpi Bgjkpf Bctu: Vjg÷C	Etwgn cpf WpwuwcnøPwpkuj o gp	v qh Cnkocvg Cjcpig Iorce	evkpi vjg Ipectegtcvgf Pq1	wncvkąp qh Vgzcu
2. Corrections O	fficer Incompetence			

Discussion

Cqng x. Cqnnkgt

Limitations

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Bwtpkpi Bgjkpf Bctu: Vjg ÷Ctwgn cpf WpwuwcnøPwpk	u jogpv qh Cnkocvg Cjcpig Iorcevkpi vjg Ipectegtcvgf Pqrwncvkqp qh Vgzcu
	Cqng x. Cqnnkgt
	Pwdnke Aeeguu vq Cqwtv Engevtqpke Tgeqtfu
Opportunities for Future Research	
	Cqng x. Cqnnkgt

Recommendations

Mass Decarceration

Bwtpkpi Bgjkpf Bctu: Vjg ÷Ctwgn cpf Wpwuwcnø Pwpkuj o gpv qh Cnk o cvg Cjcpig Iorcevkpi vjg Ipectegtcvgf Pqrwncvkqp qh Vgzcu
Phase Out Obsolete Penitentiaries & Construct Sustainable and Climate Resilient Institutions



Bwtpkpi Bgjkpf Bctu: Vjg ÷Ctwgn cpf WpwuwcnøPwpkujogpv qh Cnkocvg Cjcpig Iorcevkpi vjg Ipectegtcvgf Pqr	wncvkqp qh Vgzcu
Streamline Inmates' Filing of Grievances	

Conclusion

õIv ku pqv vjg rtkuqpgtu vjcv pggf tghqt o cvkqp. Iv ku vjg rtkuqpu.ö

Oscar Wilde

Cqng x. Cqnnkgt



[Fkiwtg 8: Epvtcpeg vq vjg Ycnnceg Pcem Wpkv (Bcpmu, 2017)]

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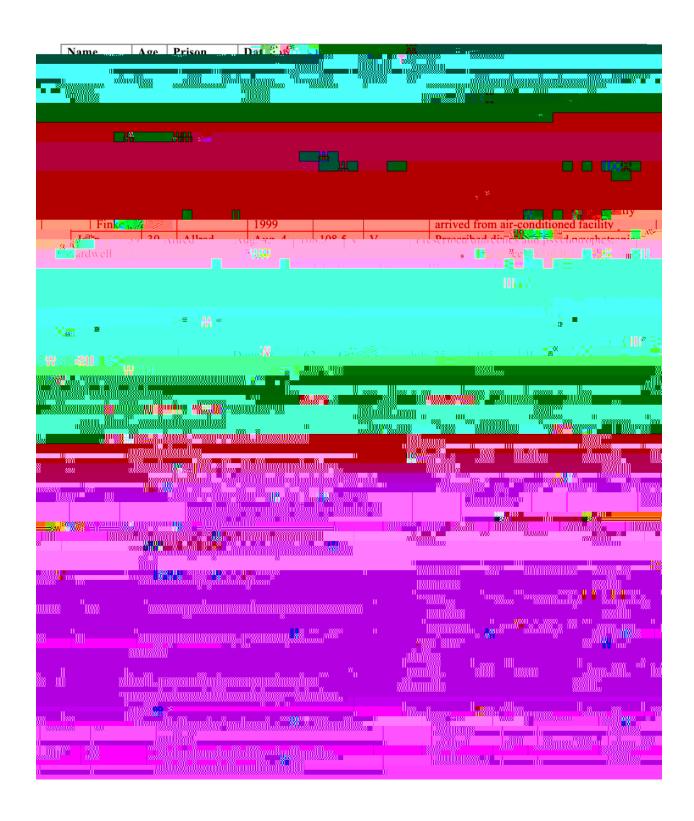
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		Jwuvkeg. i qx	
Xcnk i w	tc x. Mgpfq/c		
	Cqng x. Cqnnkgt		
	Cj tqpkeng		Hqwuvqp
Yjkvn g	{ x. Andgtu		
	Pqnke{ Ipkvkcvkxg		Ptkuqp
	Pqnke{ Ipkvkcvkxg		Ptkuqp
	Pqnke{ Ipkvkcvkxg		Ptkuqp
Yknuqp	x. Ugkvgt		

Appendix

I. Reported Inmate Deaths in TDCJ Facilities Since 1998



11.	Glossary of Key Terms
Acclin	natization
Rill of	f Rights
Ditt 0j	, Augms
Class	Certification
Clima	ate Change
	Ipvgtiqxgtpogpvcn Pcpgn qp Cnkocvg Cjcpig
Clima	te Resilience
Cuma	
	Cgpvgt hqt Cnkocvg cpf Epgti { Uqnwvkqpu
Comp	passionate Release
	ention Against Torture and Other Cruel, Inhuman, or Degrading Treatment or
Punis	hment (CAT)
Envir	onmental Justice (EJ)

	Bwtpkpi Bgj	kpf Bctu:	Vig -Ctwgn cp	f Wpwuwcnø I	wpku j o gpv	gh Cnko cvg	Cicpig	Iorcevkpi vjg	Ipectegtcvgf F	grwncykap c	ah Vgz	си
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EPA

Environmental Racism

Evidentiary Hearing
also known as (
also known of the part of the

Bwtpkpi Bgjkpf Bctu: Vjg ÷Ctwgn cpf Wpwuwcnø Pwpkuj o gpv qh Cnko cvg Cjcpig Iorcevkpi vjg Ipectegtcvgf Pqrwncvkqp qh Vgzcu
Heating, Ventilation, and Air Conditioning (HVAC)
Heatwave
Hyperthermia

Three-Strikes-Law
United Nations' Convention against Torture and Other Cruel, Inhuman, or Degrading Treatment or Punishment (CAT)
United Nations' Declaration of Human Rights (UDHR)
United Nations' Standard Minimum Rules for the Treatment of Prisoners (SMRs) (the Nelson Mandela Rules)
Urban Heat Island

 $Bwtpkpi\ Bgjkpf\ Bctu:\ Vjg\ \div Ctwgn\ cpf\ Wpwuwcn\phi\ Pwpkuj\ o\ gpv\ qh\ Cnk\ o\ cvg\ Cjcpig\ Io\ rcevkpi\ vjg\ Ipectegtcvgf\ Pqrwncvkqp\ qh\ Vgzcu$

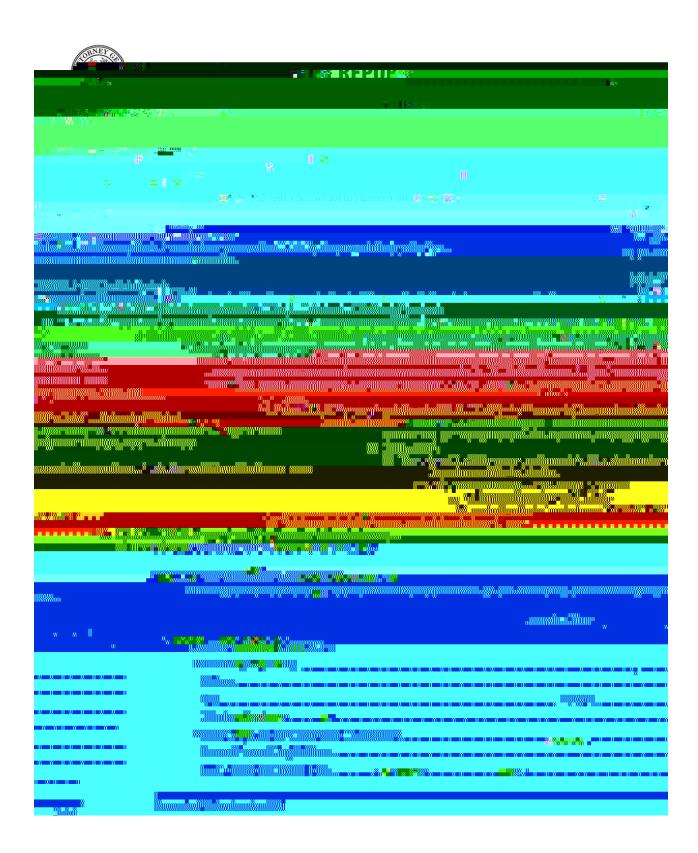
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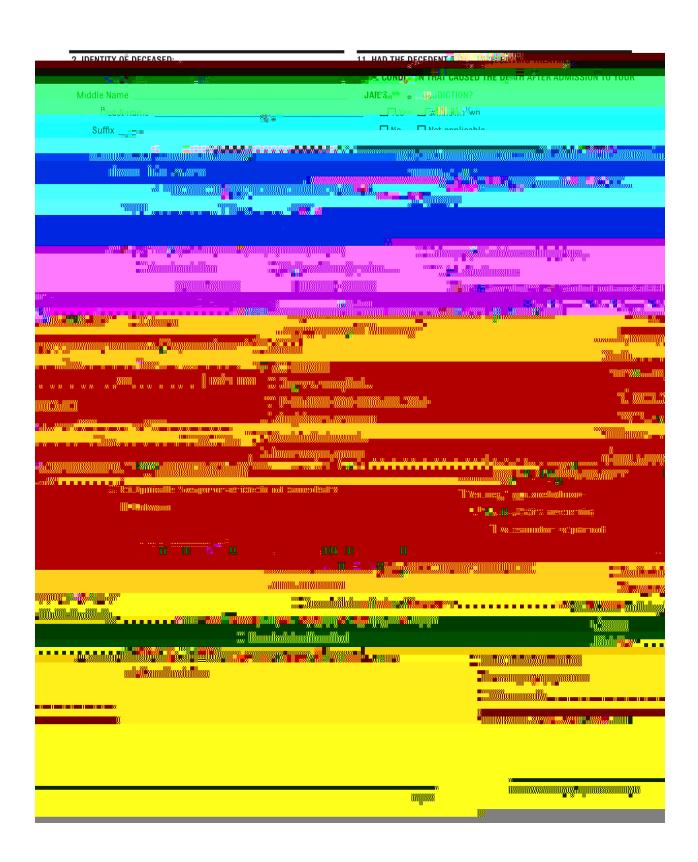
Prison Litigation Reform

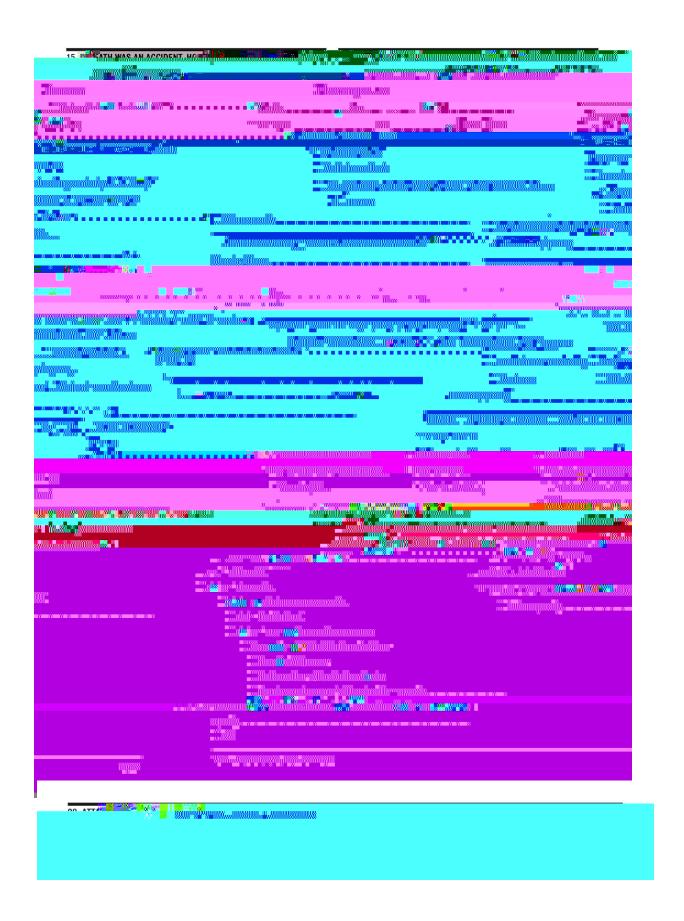
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VI. TDCJ T e, ng('Boyuend Utis

VII. Custodial Death Report Form







Name	Party	Role
Phyllis McWhorter		
Ron Brown		
Frank Traknyak		
Dr. Michael Honeycutt		
Dr. Heidi Bojes		
Bryan Carney		