



DRA Medical Department
 History and Enrollment
 Updated MAY 25, 2015

Campus: Crystal Springs

Name: Shayrena Penn Age: 15 DOB: 05/04/2000

Admit Date: 11/05/2015 Allergies: Seasonal

Identifying marks (tattoo, birthmarks, ect): None

Hair color: Brown Eye color: Brown Contacts / Glasses: None

Vision: R 20/ 20 L 20/ 20 Pupils: Equal Unequal

BP 90 / 54 Pulse 74 Height 62" Weight 117.4 Temp: 98.3

UDS: Negative / Positive HCG: Positive / Negative PHOTO TAKEN: YES / NO

TB Given Date: <u>11/5/15</u>	TB Needs Read Date: <u>11/7-11/8/15</u>
Date Read: <u>11.7.15</u> Result: <u>neg</u>	Nurse Initials: <u>[Signature]</u>

Any prior injuries? None

Any Prior Self-mutilation? YES / NO
 Where / When About 5 months ago. Cutting on both forearms and Lt hip/thigh (Extensive)

Current injury/illness: None

Do you have any open wounds? YES / NO
 Where, When, How: NA

Lice check done? YES / NO & Positive / Negative

Was a treatment done? YES / NO

Medication List: None

List of Items left with Medical (non-medications): None

Both Staff who did medical assessment (Please print names): Braden B & Brittany W.

*** TAKE STUDENTS PHOTO ***





Diamond Ranch Academy
Healing Families One Youth at a Time

Incident Report Committee Form
Updated 1/26/12

Student Involved: Shayrena Penn

Date of Occurrence: 12.20.15 Approximate Time: 10:30AM

Type of Incident: PCS Intervention/Escort Other (describe):

Level of Severity: Mild Moderate Severe

Projected Date of Completion:

Checklist for IR committee (if applicable)

- Proper Protocol Followed
- DHS/DCFS Issue

Staff follow-up needed:

- Coaching Verbal
- Written Final
- Termination Suspension pending investigation

Committee reviewed the incident and proper protocol was followed in an appropriate and timely manner.

Program Director or Designee: [Signature]
Clinical Director: [Signature]
Medical Director: [Signature]
Academic Director:
Executive Director: [Signature]





Rodney Mellor <rmellor@diamondranchacademy.com>

IR Submission 12-20-2015

IR Submission <noreply@jotform.com>

Mon, Dec 21, 2015 at 12:14 AM

Reply-To: draforms@diamondranchacademy.com

To: rmellor@diamondranchacademy.com

JotForm**Question****Answer**

IR Reporting Staff

Rodney Mellor

Reporting Staff E-Mail

rmellor@diamondranchacademy.com

Date of Report

12-20-2015

Student Involved

Shayrena Penn

Date of Occurrence

12-20-2015

Approximate Time

10:30 AM

Case Number If Applicable

Type of Incident

PCS Intervention/Escort

If Other Please Explain

Did the incident occur After Hours?

Yes

Level of Severity

Moderate

Please Describe

Physical Intervention with pressure on mastoid control point.

IR Reporting Staff Checklist

Students taken to Medical for assessment
Assess student involved

Directors Contacted?

Program Director
Medical Director

Method of Contact

Text Message

Date and Time of Contact

12-20-2015 11:00 AM

Therapist

Method of Contact

Date and Time of Contact

Parents Contacted?

No

Method of Contact

Phone Call

Date and Time of Contact

12-20-2015 11:00 AM

IR Completion Checklist

All Summary Reports collected and reviewed
Incident Report submitted within 24 hours
IR and SR's collected and delivered to Program Director

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Diamond Ranch Academy Mail - IR Submission 12-20-2015

Location of Incident

Girls Lobby

List all reporting staff and their location(s) in relation to the incident

Lola Aiono (Girls Lobby)
Mckay Lewis (APD Office)

List all other staff and students present and/or directly involved in the situation

N/A

Data

On 12.20.15 at approx 10:30AM Lola Aiono (APD) was radioed by the RFI staff asking me to speak with Shayrena Penn (Student) who was struggling with following the RFI rules. Due to previous behavior and threats Shayrena has made in the past Lola contacted Mckay Lewis (APD) asking for assistance to ensure the safety of all involved. As Lola entered the Girl's Campus Lobby she saw Shayrena sitting on the floor refusing to follow the directives of her RFI staff. Lola was then joined by Mckay. Lola then began speaking with Shayrena in an attempt to gain voluntary compliance. Shayrena rejected any attempts made by Lola to change her behavior. Mckay then began giving Shayrena simple directives to give Shayrena the opportunity to show compliance. Shayrena refused to follow his directives, and stated that she would not follow directives and expressed that she saw no issue with continuing to do as she pleased. Due to the fact that Shayrena has had a history of self-harm, Lola felt concerned for the safety of Shayrena. Lola then, in order to ensure Shayrena's safety, instructed Shayrena to lay down on the ground. Lola then took hold of her left arm and placed it in a PCS control hold, using minimal force. Shayrena then began to struggle against the hold and Mckay, in order to ensure the safety of both staff and student, applied minimal pressure to Shayrena's left mastoid control point. Mckay then began to go through Yes-Sets and set clear boundaries with Shayrena. As Shayrena showed signs of voluntary compliance, all holds were released. Shayrena was then taken to medical for assesment.

Assessment of Intervention

All proper protocol was followed. Student was assessed by medical.

Plan

Student will be monitored for any further issues.

Mention any staff follow-up here

IR Staff Signature





Rodney Mellor <rmellor@diamondranchacademy.com>

SR Shayrena Penn12-20-2015

Lola Aiono <noreply@jotform.com>
 To: rmellor@diamondranchacademy.com

Sun, Dec 20, 2015 at 11:46 PM

<u>Question</u>	<u>Answer</u>
Reporting Staff Name	Lola Aiono
Date of Occurrence	12-20-2015
Approximate Time	10:30 AM
The Incident Occurred During	Weekend
Student Involved	Shayrena Penn
Type of Incident	PCS Intervention/Escort
Location of Incident:	Girls Campus Lobby
Your (reporting staff) location in relation to the incident	Girls Campus Lobby
Where you (reporting staff) in line-of-sight at all times?	Yes
Why not?	
List all other staff and students present and/or directly involved in the situation	Mckay Lewis (APD)

Data:

On 12.20.15 at approx 10:30AM I, Lola Aiono (APD) was radioed by the RFI staff asking me to speak with Shayrena Penn (Student) who was struggling with following the RFI rules. Due to previous behavior and threats Shayrena has made in the past I contacted Mckay Lewis (APD) asking for assistance to ensure the safety of all involved. As I entered the Girl's Campus Lobby I saw Shayrena sitting on the floor refusing to follow the directives of her RFI staff. I was then joined by Mckay. I then began speaking with Shayrena in an attempt to gain voluntary compliance. Shayrena rejected any attempts made by myself to change her behavior. Mckay then began giving Shayrena simple directives to give Shayrena the opportunity to show compliance. Shayrena refused to follow his directives, and stated that she would not follow directives and expressed that she saw no issue with continuing to do as she pleased. Due to the fact that Shayrena has had a history of self-harm, I felt concerned for the safety of Shayrena. I then, in order to ensure Shayrena's safety, instructed Shayrena to lay down on the ground. I then took hold of her left arm and placed it in a PCS control hold. Shayrena then began to struggle against the hold and Mckay, in order to ensure the safety of both staff and student, applied minimal pressure to Shayrena's left mastoid

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control point. Mckay then began to go through Yes-Sets and set clear boundaries with Shayrena. As Shayrena showed signs of voluntary compliance, all holds were released. Shayrena was then taken to medical for assesment.

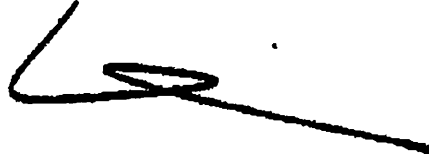
Assessment:

All proper protocol was followed. Shayrena was assessed by medical.

Plan:

Shayrena will be monitored for any further issues.

Employee Signature

A handwritten signature in black ink, consisting of a large, stylized 'L' shape followed by a horizontal line that ends in a small hook.



Rodney Mellor <rmellor@diamondranchacademy.com>

SR Shayrena Penn12-20-2015

Mckay Lewis <noreply@jotform.com>
 To: rmellor@diamondranchacademy.com

Mon, Dec 21, 2015 at 12:01 AM

<u>Question</u>	<u>Answer</u>
Reporting Staff Name	Mckay Lewis
Date of Occurrence	12-20-2015
Approximate Time	10:30 AM
The Incident Occurred During	Weekend
Student Involved	Shayrena Penn
Type of Incident	PCS Intervention/Escort
Location of Incident:	Girl's Campus Lobby
Your (reporting staff) location in relation to the incident	APD Office
Where you (reporting staff) in line-of-sight at all times?	No
Why not?	I was in the APD office when I was asked to come speak to Shayrena
List all other staff and students present and/or directly involved in the situation	Lola Aiono (APD)

Data:

On 12.20.15 at approx 10:30AM I, Mckay Lewis (APD) was in the APD office when I received a radio call from Lola Aiono (APD) asking for assistance speaking with Shayrena Penn (Student) who was struggling in RFI. I immediately made my way to girls campus lobby. I then joined Lola and saw that Shayrena was sitting on the ground refusing to follow directives. Lola then began speaking with Shayrena in an attempt to gain voluntary compliance. Shayrena rejected any attempts made by Lola to change her behavior. I then began giving Shayrena simple directives in order to give Shayrena the opportunity to show compliance. Shayrena refused to follow any of my directives, and stated that she would not follow directives and expressed that she saw no issue with continuing to do as she pleased. Due to the fact that Shayrena has had a history of self-harm, Lola felt concerned for the safety of Shayrena. Lola then, in order to ensure Shayrena's safety, instructed Shayrena to lay down on the ground. Lola then took hold of Shayrena's left arm and placed it in a PCS control hold. Shayrena then began to struggle against the hold and so I, in order to ensure the safety of both staff and student, applied minimal pressure to Shayrena's left mastoid control point. I then began to go through Yes-Sets and set clear boundaries with Shayrena. As Shayrena

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showed signs of voluntary compliance, all holds were released. Shayrena was then taken to medical for assessment.

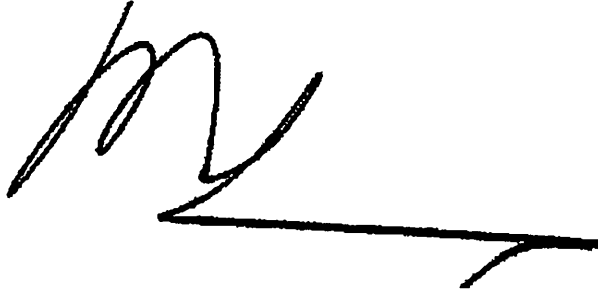
Assessment:

All proper protocol was followed. Shayrena was assessed by medical.

Plan:

Shayrena will be monitored for any further issues.

Employee Signature

A handwritten signature in black ink, consisting of a stylized, cursive 'M' followed by a horizontal line that ends in a small flourish.

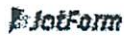


Rodney Mellor <rmellor@diamondranchacademy.com>

SR Shayrena Penn12-20-2015

Lola Aiono <noreply@jotform.com>
To: rmellor@diamondranchacademy.com

Mon, Dec 21, 2015 at 12:37 AM



Question

Answer

Reporting Staff Name

Lola Aiono

Date of Occurrence

12-20-2015

Approximate Time

9:40 PM

The Incident Occurred During

Weekend

Student Involved

Shayrena Penn

Type of Incident

PCS Intervention/Escort

Location of Incident:

Girls English Classroom

Your (reporting staff) location in relation to the incident

Girls English Classroom

Where you (reporting staff) in line-of-sight at all times?

Yes

Why not?

List all other staff and students present and/or directly involved in the situation

Shelli Taylor (RFI Staff), Anthony Vanorden (RFI Staff), Dustin Goeke (Program Supervisor)

On December 20th, 2015 at approximately 9:20 PM Shayrena P. (Student) came into the Girls Campus office after returning from RFI & proceeded to make self harm ideations & inappropriate comments. After returning to her dorm, Shayrena continued to make self harm ideations & inappropriate comments. Due to Shayrena's previous history of self harm, I felt concerned for her safety & the safety of others. To ensure that she would not be a danger to herself or others, I (Shelby "Lola" Aiono, Program Supervisor) contacted the male supervisors to inform them of Shayrena's behavior. When they arrived to Girls' Campus, Shelli Taylor (RFI Staff) and I walked Shayrena into the Girl's English classroom where I proceeded to place Shayrena's left arm into a PCS control hold, Shelli took hold of her right arm and Anthony Vanorden (RFI Staff) took hold of her legs in a PCS control hold. We then redirected Shayrena to the ground, where Dustin Goeke (Program Supervisor) began rotating minimal pressure on her left & right mastoids in order to re-gain voluntary compliance. After 5 minutes, Shelli placed Shayrena's right arm into a PCS control hold, while Dustin took hold of Shayrena's left arm and I proceeded to rotate minimal pressure between her left & right mastoids. After approximately 10 minutes in this hold, Shayrena



Data:

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became voluntarily compliant & all holds and pressure were released. We then went through "yes sets" with Shayrena for approximately 5-10 minutes in order to see if Shayrena was compliant. While going through "yes sets", Shayrena proceeded to make disrespectful comments, failing to meet previously set expectations. Shell then took hold of Shayrena's right arm in a PCS control hold, I took hold of her left arm while Anthony took hold of her legs. I then released her left arm & proceeded to rotate minimal pressure between her left & right mastoids. At this point Anthony took hold of her left arm, placing her left arm with palm facing the ground. Dustin then took hold of her legs in a PCS control hold. After approximately 5 minutes in this hold, Shayrena became voluntarily compliant and all holds & pressure were released. We then again began "yes sets" to ensure that Shayrena would remain voluntarily compliant. We then re-established boundaries & expectations with Shayrena. Shayrena was taken back to her bed.

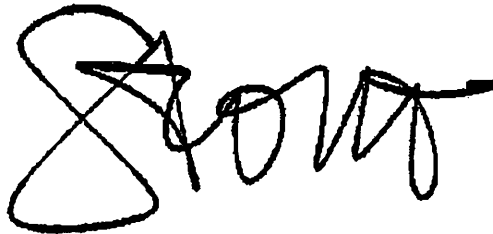
Assessment:

All proper protocol was followed.

Plan:

Due to the time of the incident, student will be assessed by medical in the morning. Any further changes or incidents will be reported.

Employee Signature

A handwritten signature in black ink, appearing to be 'S. Penn', written over a large, stylized circular scribble.



Rodney Mellor <rmellor@diamondranchacademy.com>

SR Shayrena Penn12-20-2015

Dustin Goeke <noreply@jotform.com>
 To: rmellor@diamondranchacademy.com

Mon, Dec 21, 2015 at 1:01 AM

JotForm

<u>Question</u>	<u>Answer</u>
Reporting Staff Name	Dustin Goeke
Date of Occurrence	12-20-2015
Approximate Time	9:40 PM
The Incident Occurred During	Weekend
Student Involved	Shayrena Penn
Type of Incident	PCS Intervention/Escort
Location of Incident:	Girls English Classroom
Your (reporting staff) location in relation to the incident	Girls English Classroom
Where you (reporting staff) in line-of-sight at all times?	Yes
Why not?	
List all other staff and students present and/or directly involved in the situation	Lola Aiono (Program Supervisor), Shelli Taylor (RFI Staff), Anthony Vanorden (RFI Staff)

Data:

On December 20th, 2015 at approximately 9:30 PM I, Dustin Goeke (Program Supervisor), received a radio call from Lola Aiono (Program Supervisor) regarding the behavior & safety of Shayrena Penn (Student) asking for assistance. When I arrived to Girls' Campus with Anthony Vanorden (RFI Staff), Shelli Taylor (RFI Staff) and Lola walked Shayrena into the Girl's English classroom where Lola proceeded to place Shayrena's left arm into a PCS control hold, Shelli took hold of her right arm and Anthony took hold of her legs in a PCS control hold. They then redirected Shayrena to the ground, where I began rotating minimal pressure on her left & right mastoids in order to re-gain voluntary compliance. After 5 minutes, Shelli placed Shayrena's right arm into a PCS control hold, while I took hold of Shayrena's left arm and Lola proceeded to rotate minimal pressure between her left & right mastoids. After approximately 10 minutes in this hold, Shayrena became voluntarily compliant & all holds and pressure were released. We then went through "yes sets" with Shayrena for approximately 5-10 minutes in order to see if Shayrena was compliant. While going through "yes sets", Shayrena proceeded to make disrespectful comments, failing to meet previously set expectations. Shelli then took hold of Shayrena's right arm in a PCS

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control hold, Lola took hold of her left arm while Anthony took hold of her legs. Lola then released her left arm & proceeded to rotate minimal pressure between her left & right mastoids. At this point Anthony took hold of her left arm, placing her left arm with palm facing the ground. I then took hold of her legs in a PCS control hold. After approximately 5 minutes in this hold, Shayrena became voluntarily compliant and all holds & pressure were released. We then again began "yes sets" to ensure that Shayrena would remain voluntarily compliant. We then re-established boundaries & expectations with Shayrena. Shayrena was taken back to her bed.

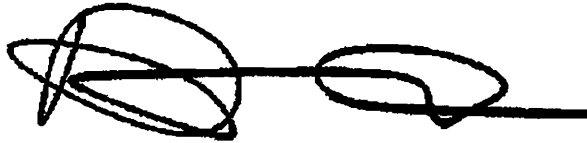
Assessment:

All proper protocol was followed.

Plan:

Due to the time of the incident, student will be assessed by medical in the morning. Any further changes or incidents will be reported.

Employee Signature

A handwritten signature in black ink, consisting of several overlapping loops and a long horizontal stroke extending to the right.



Diamond Ranch Academy
Healing Families One Youth at a Time

Incident Report Committee Form
Updated 1/26/12

Student Involved: Shayrena Penn

Date of Occurrence: 12.20.15 Approximate Time: 9:30PM

Type of Incident: PCS Intervention/Escort Other (describe):



Level of Severity: Mild Moderate Severe

Projected Date of Completion:

Checklist for IR committee (if applicable)

- Proper Protocol Followed
- DHS/DCFS Issue
- Staff follow-up needed:
 - Coaching Verbal
 - Written Final
 - Termination Suspension pending investigation

Committee reviewed the incident and proper protocol was followed in an appropriate and timely manner.

Program Director or Designee:
Clinical Director:
Medical Director: 
Academic Director:
Executive Director: 



Rodney Mellor <rmellor@diamondranchacademy.com>

IR Submission 12-20-2015

IR Submission <noreply@jotform.com>
Reply-To: draforms@diamondranchacademy.com
To: rmellor@diamondranchacademy.com

Mon, Dec 21, 2015 at 12:59 AM

JotForm

<u>Question</u>	<u>Answer</u>
IR Reporting Staff	Rodney Mellor
Reporting Staff E-Mail	rmellor@diamondranchacademy.com
Date of Report	12-20-2015
Student Involved	Shayrena Penn
Date of Occurrence	12-20-2015
Approximate Time	9:30 PM
Case Number if Applicable	
Type of Incident	PCS Intervention/Escort
If Other Please Explain	
Did the incident occur After Hours?	Yes
Level of Severity	Moderate
Please Describe	Physical Intervention with pressure on mastoid control points.
IR Reporting Staff Checklist	Students taken to Medical for assessment Assess student involved
Directors Contacted?	Program Director Medical Director
Method of Contact	Text Message
Date and Time of Contact	12-20-2015 10:10 PM
Therapist	
Method of Contact	
Date and Time of Contact	
Parents Contacted?	Yes
Method of Contact	Phone Call
Date and Time of Contact	12-20-2015 10:30 PM
IR Completion Checklist	All Summary Reports collected and reviewed Incident Report submitted within 24 hours IR and SR's collected and delivered to Program Director

<p>Location of Incident</p>	<p>Girl's English Classroom</p>
<p>List all reporting staff and their location(s) in relation to the incident</p>	<p>Lola Aiono (Girls English Classroom) Shelli Taylor (RFI Staff) Dustin Goeke (Lava Falls Hallway) Anthony Vanorden (Lava Falls Hallway)</p>
<p>List all other staff and students present and/or directly involved in the situation</p>	<p>N/A</p>
<p>Data</p>	<p>On December 20th, 2015 at approximately 9:20 PM Shayrena P. (Student) came into the Girls Campus office with Lola Aiono (APD) after returning from RFI & proceeded to make self harm ideations & inappropriate comments. After returning to her dorm, Shayrena continued to make self harm ideations & inappropriate comments. Due to Shayrena's previous history of self harm, Lola felt concerned for her safety & the safety of others. To ensure that she would not be a danger to herself or others, Lola contacted the male supervisors to inform them of Shayrena's behavior. When they arrived to Girls' Campus, Shelli Taylor (RFI Staff) and Lola walked Shayrena into the Girl's English classroom where Lola, in order to ensure the safety of Shayrena, proceeded to place Shayrena's left arm into a PCS control hold using minimal force, Shelli then using minimal force took hold of her right arm and Anthony Vanorden (RFI Staff) took hold of her legs in a PCS control hold again using minimal force. They then redirected Shayrena to the ground, where Dustin Goeke (Program Supervisor) began rotating minimal pressure on her left & right mastoids in order to re-gain voluntary compliance. After 5 minutes, Shelli placed Shayrena's right arm into a PCS control hold, while Dustin took hold of Shayrena's left arm and Lola proceeded to rotate minimal pressure between her left & right mastoids. After approximately 10 minutes in this hold, Shayrena became voluntarily compliant & all holds and pressure were released. Lola then went through "yes sets" with Shayrena for approximately 5-10 minutes in order to see if Shayrena was compliant. While going through "yes sets", Shayrena proceeded to make disrespectful comments, failing to meet previously set expectations. Shelli then took hold of Shayrena's right arm in a PCS control hold, Lola took hold of her left arm while Anthony took hold of her legs, all while using minimal force. Lola then released her left arm & proceeded to rotate minimal pressure between her left & right mastoids. At this point Anthony took hold of her left arm, placing her left arm with palm facing the ground. Dustin then took hold of her legs in a PCS control hold. After approximately 5 minutes in this hold, Shayrena became voluntarily compliant and all holds & pressure were released. They then again began "yes sets" to ensure that Shayrena would remain voluntarily compliant. They then re-established boundaries & expectations with Shayrena. Shayrena was taken back to her bed.</p>
<p>Assessment of Intervention</p>	<p>All Proper Protocol was followed.</p>
<p>Plan</p>	<p>Due to the hour and medical being gone Shayrena was returned to her dorm and will be monitored for any further issues. Shayrena will be assessed by medical in the morning.</p>
<p>Mention any staff follow-up here</p>	

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IR Staff Signature

A handwritten signature in black ink, consisting of a large, stylized capital letter 'R' followed by a long horizontal line extending to the right.



Rodney Mellor <rmellor@diamondranchacademy.com>

SR Shayrena Penn12-20-2015

Anthony Vanorden <noreply@jotform.com>
 To: rmellor@diamondranchacademy.com

Mon, Dec 21, 2015 at 12:56 AM

JotForm

Question**Answer**

Reporting Staff Name

Anthony Vanorden

Date of Occurrence

12-20-2015

Approximate Time

9:40 AM

The Incident Occurred
During

Weekend

Student Involved

Shayrena Penn

Type of Incident

PCS Intervention/Escort

Location of Incident:

Girls English Classroom

Your (reporting staff) location
in relation to the incident

Girls English Classroom

Where you (reporting staff) in
line-of-sight at all times?

Yes

Why not?

List all other staff and
students present and/or
directly involved in the
situation

Lola Aiono (Program Supervisor), Shelli Taylor (RFI Staff), Dustin Goeke (Program Supervisor)

Data:

On December 20th, 2015 at approximately 9:30 PM I, Anthony Vanorden (RFI Staff), received a radio call from Lola Aiono (Program Supervisor) regarding the behavior & safety of Shayrena Penn (Student) asking for assistance. When I arrived to Girls' Campus with Dustin Goeke (Program Supervisor), Shelli Taylor (RFI Staff) and Lola walked Shayrena into the Girl's English classroom where Lola proceeded to place Shayrena's left arm into a PCS control hold, Shelli took hold of her right arm and I took hold of her legs in a PCS control hold. We then redirected Shayrena to the ground, where Dustin Goeke (Program Supervisor) began rotating minimal pressure on her left & right mastoids in order to re-gain voluntary compliance. After 5 minutes, Shelli placed Shayrena's right arm into a PCS control hold, while Dustin took hold of Shayrena's left arm and Lola proceeded to rotate minimal pressure between her left & right mastoids. After approximately 10 minutes in this hold, Shayrena became voluntarily compliant & all holds and pressure were released. We then went through "yes sets" with Shayrena for approximately 5-10 minutes in order to see if Shayrena was compliant. While going through "yes sets", Shayrena proceeded to make disrespectful comments, failing to meet previously set expectations. Shelli then took hold of

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Shayrena's right arm in a PCS control hold, Lola took hold of her left arm while Anthony took hold of her legs. Lola then released her left arm & proceeded to rotate minimal pressure between her left & right mastoids. At this point I took hold of her left arm, placing her left arm with palm facing the ground. Dustin then took hold of her legs in a PCS control hold. After approximately 5 minutes in this hold, Shayrena became voluntarily compliant and all holds & pressure were released. We then again began "yes sets" to ensure that Shayrena would remain voluntarily compliant. We then re-established boundaries & expectations with Shayrena. Shayrena was taken back to her bed.

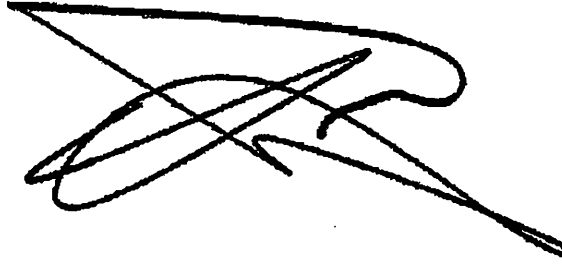
Assessment:

All proper protocol was followed.

Plan:

Due to the time of the incident, student will be assessed by medical in the morning. Any further changes or incidents will be reported.

Employee Signature

A large, stylized handwritten signature in black ink, consisting of several overlapping loops and lines.



Rodney Mellor <rmellor@diamondranchacademy.com>

SR Shayrena Penn12-20-2015

Shelli Taylor <noreply@jotform.com>
To: rmellor@diamondranchacademy.com

Mon, Dec 21, 2015 at 12:47 AM

JotForm

<u>Question</u>	<u>Answer</u>
Reporting Staff Name	Shelli Taylor
Date of Occurrence	12-20-2015
Approximate Time	9:40 PM
The Incident Occurred During	Weekend
Student Involved	Shayrena Penn
Type of Incident	PCS Intervention/Escort
Location of Incident:	Girls English Classroom
Your (reporting staff) location in relation to the incident	Girls English Classroom
Where you (reporting staff) in line-of-sight at all times?	Yes
Why not?	
List all other staff and students present and/or directly involved in the situation	Lola Aiono (Program Supervisor), Anthony Vanorden (RFI Staff), Dustin Goeke (Program Supervisor)

On December 20th, 2015 at approximately 9:20 PM Lola Aiono (Program Supervisor) informed me that Shayrena P. (Student) went into the Girls Campus office after returning from RFI & proceeded to make self harm ideations & inappropriate comments. Lola then expressed her concerns for Shayrena's safety due to her previous history of self harm. After returning to her dorm, I heard Shayrena continue to make self harm ideations & inappropriate comments. To ensure that she would not be a danger to herself or others, Lola A. contacted the male supervisors to inform them of Shayrena's behavior. When they arrived to Girls' Campus, Lola and I walked Shayrena into the Girl's English classroom where Lola proceeded to place Shayrena's left arm into a PCS control hold, I then took hold of her right arm and Anthony Vanorden (RFI Staff) took hold of her legs in a PCS control hold. We then redirected Shayrena to the ground, where Dustin Goeke (Program Supervisor) began rotating minimal pressure on her left & right mastoids in order to re-gain voluntary compliance. After 5 minutes, I then placed Shayrena's right arm into a PCS control hold, while Dustin took hold of Shayrena's left arm and Lola proceeded to rotate minimal pressure between her left & right mastoids. After approximately 10 minutes in this hold, Shayrena

Data:

12/21/2015

Diamond Ranch Academy Mail - SR Shayrena Penn 12-20-2015

became voluntarily compliant & all holds and pressure were released. We then went through "yes sets" with Shayrena for approximately 5-10 minutes in order to see if Shayrena was compliant. While going through "yes sets", Shayrena proceeded to make disrespectful comments, failing to meet previously set expectations. I then took hold of Shayrena's right arm in a PCS control hold, Lola took hold of her left arm while Anthony took hold of her legs. Lola then released her left arm & proceeded to rotate minimal pressure between her left & right mastoids. At this point Anthony took hold of her left arm, placing her left arm with palm facing the ground. Dustin then took hold of her legs in a PCS control hold. After approximately 5 minutes in this hold, Shayrena became voluntarily compliant and all holds & pressure were released. We then again began "yes sets" to ensure that Shayrena would remain voluntarily compliant. We then re-established boundaries & expectations with Shayrena. Shayrena was taken back to her bed.

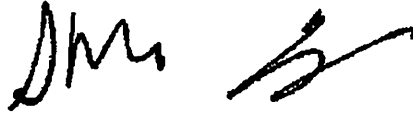
Assessment:

All proper protocol was followed.

Plan:

Due to the time of the incident, student will be assessed by medical in the morning. Any further changes or incidents will be reported.

Employee Signature



Shayrena Penn
December 22, 2015 9:29am

Diamond Ranch Academy
Dennis Mitchell, PA-C

Doctor's Note

S: Facial numbness following restraining

O: Obvious trigeminal nerve injury with decreased facial muscle tone, involving eyelid and perioral muscles. EOM's intact vision nl. Swelling around Lt Jaw and cheek. sensory decreased but able to feel fingers on cheeks

A: Trigeminal nerve injury secondary to restraint and excessive force

P: Get mandibular, TMJ x-ray. Start a medrol dose pace for facial swelling and nerve impingment. Needs followup next week

Additional Comments:

--Digitally Signed: 12/22/2015 09:45 am: Assistant Medical Director: Dennis Mitchell, PA-C

--Digitally Signed: 12/22/2015 12:33 pm: Administrative Medical Director: Brooks Wiley

Appended by: Brooks Wiley, 12:33pm 12/22/2015
Sent out for X-ray.



Shayrena Penn
December 21, 2015 3:42pm

Diamond Ranch Academy
Brooks Wiley, FPMHNP-BC

I assessed student this morning at approximately 9:25 am. Visible swelling noted on left side of face over maxilla. Student unable to fully smile on left side and unable to close left eye. TTP over left maxilla and mastoid. Bruising noted in left ear and behind ear. Student was able to differentiate sharp vs dull over face. Student given ibuprofen and has been resting in sick bay all day. Medical will continue to monitor, and she will see be assessed in clinic tomorrow if symptoms continue.

--Digitally Signed: 12/21/2015 03:47 pm: Administrative Medical Director: Brooks Wiley

Progress Note

Name: Shayrena Penn
Provider: Jonathon Parker, LCSW
Date: 12/21/2015
Session Length: 60 minutes
CPT Code: 90837 Psychotherapy, 60 minutes with patient and/or family member
Progress Rating: Some Progress
Progress Areas: Trauma, Defiance

Psychotherapy Notes:

D:

Met with client individually. Processed with her about the physical interventions that took place with her this last week end. Asked client about trauma from her past as well, as she stated that these incidences brought back memories of past trauma. Client gave no details of past trauma. I reported to my clinical director that client reports that the physical interventions were excessive and unnecessary. Clinical director and administration inform me that the incident has been reported to DCFS.

A:

Client seemed sad and overwhelmed, but was willing to open up more than she has in the past.

P:

Medical will take client off campus for a more in depth evaluation of any injuries. DCFS will follow up as needed. Case worker will be informed and updated.

--Digitally Signed: 12/22/2015 01:58 pm: Therapist: Jonathon Parker, LCSW

MEDICAL ASSESMENT

Medical Summary:

Date: 12/21/2015 Time: 8:46 am
Incident Type: PCS intervention
Reporting Staff: Shellie, Lola

Individual Participant Notes:

Subjective: Shayrena (student) came to medical with Tori (staff) because she was restrained last night after medical staff were gone for the night. Shayrena said that her face hurts and feels tingley/numb. She also said that she cannot close her Lt eye all the way w/o forcing it to close with her hand. She also said that her Lt eye feels weird and hurts. She c/o pain behind both ears as well. She said that the staff were "pushing their knuckles into my face and behind my ear." (she pointed to the zygomatic area and maxilla as she explained that they pushed into her face)

Pain

Location: behind Lt and Rt ears, Zygomatic area, maxilla, temporomandibular joint, and jaw.
Severity: (0 - 10): 8

Objective: Upon assessment I found that she appeared to have bruising on both Rt and Lt ears and behind ears. She appeared to have difficulty closing her Lt eye and she said it hurts/tingles when she tries so she has to shut it with her fingers. Her eyes were PEARLA and both eyes were responsive and were able to follow the pen in the H-test. Upon palpations she c/o pain on and behind Lt and Rt ears, pain in zygomatic area, pain on maxilla, and jaw/temporomandibular joint. She c/o tingley sensation on skin and numbness. She did not show any signs of concussion however, there were signs of trauma to ears. I found no deformations during palpations of her facial area or behind ears.

Vitals

B/P: 118/82 HR: 88 Temp: 99.1
R: normal 14

Assessment: Bruising behind and on Lt and Rt ears. pain/sensitivity to maxilla and zygomatic areas. Difficulty closing Lt eye.

Plan: notified Brooks. monitor behavior and bruising. Check up on her to see if numbness/tingley sensation subside

Notify: (Nurse, Medical Director, physician) Brooks Wiley

Transported off Ranch:

Location:

-Digitally Signed: 12/21/2015 01:53 pm: Administrative Medical Director: Brooks Wiley
-Digitally Signed: 05/23/2016 09:56 am NACD - Girls Campus Trever Thompson
-Digitally Signed: 06/05/2017 09:02 am Parent Communications Director Thomas Timoteo

MEDICAL ASSESMENT

Medical Summary:

Date: 12/20/2015 Time: 11:18 am

Incident Type: Post PCS

Reporting Staff: McKay

Individual Participant Notes:

Subjective: McKay (staff) and Rodney (staff) brought Shay (student) to medical to be assessed after student had been physically intervened with. Student reported that she did not have any pain in any parts of her body. Staff reported that no bent wrists were applied and that left mastoid pressure point was applied.

Pain

Location: Student denied

Severity: (0 - 10):

Objective: Student alert and oriented x3, no bruising or edema. Full ROM in neck, shoulders, and all other body parts. No pain at palpation behind Lt ear. No pain at movement of neck. No blood or open wounds.

Vitals

B/P: Not assessed HR: NA Temp: NA

R:NA

Assessment: No abnormal findings upon assessment.

Plan: Student denied any medical treatment. Student returned to her group.

Notify: (Nurse, Medical Director, physician)

Transported off Ranch:

Location:

--Digitally Signed: 12/20/2015 11:21 am: Med Tech: Kayla Abbott
--Digitally Signed: 12/21/2015 09:27 am: Administrative Medical Director: Brooks Wiley
--Digitally Signed: 05/23/2016 09:56 am: NACD - Girls Campus Trever Thompson
--Digitally Signed: 06/05/2017 09:05 am: Parent Communications Director Thomas Timoteo

From: Cindy Leavitt <cindy@bfgfirm.com>

Date: Tuesday, November 2, 2021 at 10:43 AM

To: Bill Frazier <bill@bfgfirm.com>

Cc: Joey Mott <Joey@claggettlaw.com>, Krystina Butenschoen <Krystina@claggettlaw.com>

Subject: Re: Defense Disclosures

Mr. Mott,

I have attached our Initial Disclosures as well as the Bates Stamped Documents.

Thank you and have a great day.

Cindy



From: Krystina Butenschoen

Sent: Wednesday, December 29, 2021 12:32 PM

To: Bill Frazier <bill@bfgfirm.com>

Cc: Joey Mott <Joey@claggettlaw.com>; Meghan Mitchell <mmitchell@fchclaw.com>; Richard Hardy <rhardy@fchclaw.com>

Subject: Penn v. Diamond Ranch Academy



Good afternoon:

Attached please find written discovery (Interrogatories and Requests for Production of Documents) to Defendant.

In addition to this discovery, we would like to start scheduling Depositions in this matter. In this regard, please let us know if you will be representing the following employees whom we understand are no longer employed by Diamond Ranch:

1. Lola Aiono
2. Shelli Taylor
3. Dustin Goake
4. Anthony Vanordern

In addition to the Depositions of those employees, we also intend to schedule the Depositions of the following employees whom we understand to still be employed by Diamond Ranch:

1. Rodney Mellor
2. McKay Lewis

To the extent you will be representing the deponents, please provide their availability for Deposition in the upcoming months. If you will not be representing their interests at the time of the Depositions, please provide us with contact information for the individuals and we will work to coordinate the Depositions with them directly.

As always, we look forward to working with you in getting these scheduled.

Krystina June
Paralegal

4101 Meadows Lane, Ste. 100 Las Vegas, NV 89107
6900 S. McCarran Blvd., # 2060 Reno, NV 89509
Ph. (702) 333-7777
Fax (702) 655-3763
www.claggettlaw.com

CLAGGETT & SYKES
LAW FIRM

Connect with us on social media:



1 JOSEPH MOTT (UT Bar No. 16108)
2 **CLAGGETT & SYKES LAW FIRM**
3 4101 Meadows Lane #100
4 Las Vegas, Nevada 89109
5 Telephone: (702) 655-2346
6 Facsimile: (702) 655-3763
7 joey@claggettlaw.com

8 RICHARD HARDY (TX Bar No. 24012795)
9 **FADDUOL, CLUFF, HARDY & CONAWAY, P.C.**
10 1115 Broadway
11 Lubbock, Texas 79401
12 Telephone: (806) 763-9377
13 Telecopier: (806) 763-9378
14 rhardy@fchclaw.com
15 (Pro Hac Vice Admission Pending)
16 Attorneys for Plaintiff

17 **IN THE FIFTH JUDICIAL COURT**
18 **WASHINGTON COUNTY, STATE OF UTAH**

19	SHAYRENA PENN	§	PLAINTIFF'S FIRST
20	Plaintiff,	§	INTERROGATORIES AND
21		§	REQUESTS FOR PRODUCTION
22	vs.	§	OF DOCUMENTS TO
23		§	DEFENDANT
24	DIAMOND RANCH ACADEMY,	§	Case No. 210500365
	INC.	§	Tier 3 Case
	Defendant.	§	Judge: John J. Walton

25 TO: Defendant Diamond Ranch Academy, Inc. by and through its attorneys of
26 record, Wil S. Bangerter and William E. Frazier, Bangerter Frazier
27 Group, PC, 912 W. 1600 S., Suite A-200, St. George, Utah 84770.

28 Plaintiff, Shayrena Penn, ("Plaintiff"), by and through counsel of record,
29 and pursuant to Rules 33 and 34 of the Utah Rules of Civil Procedure, hereby
30 submits her First Set of Interrogatories and Requests for Production of
31 Documents to Defendant Diamond Ranch Academy ("Defendant"), to be



1 responded to, fully and completely, under oath and in writing, within twenty
2 eight (28) days of service.

3 **INSTRUCTIONS**

4 (a) An answer or appropriate response must be given to each interrogatory and
5 request.

6 (b) Within 28 days after Defendant is served with these interrogatories and
7 requests, Defendant must serve responses on the propounding party and all
8 other parties who have appeared in this action.

9 (c) Each answer must be as complete and straightforward as the information
10 reasonably available to Defendant permits. If an interrogatory or request
11 cannot be answered completely, answer it to the best extent possible.

12 (d) If Defendant does not have enough personal knowledge to fully answer an
13 interrogatory or request, say so, but make a reasonable and good faith effort to
14 get the information by asking other persons or organizations, unless the
15 information is equally available to the asking party.

16 (e) Whenever an interrogatory may be answered by referring to a document, the
17 document may be attached as an exhibit to the response, and referred to in the
18 response. If the document has more than one page, refer to the page and section
19 where the answer to the interrogatory can be found.

20 (f) Whenever an address and telephone number for the same person is
21 requested in more than one interrogatory, Defendant is only required to furnish
22 them in answering the first interrogatory asking for that information.

23
24

1 (g) Defendant's answers to these interrogatories must be verified, dated and
2 signed.
3 (h) If a matter is not admitted, the answer must specifically deny it or state in
4 detail why the answering party cannot truthfully admit or deny it. A denial
5 must fairly respond to the substance of the matter; and when good faith
6 requires that a party qualify an answer or deny only a part of a matter, the
7 answer must specify the part admitted and qualify or deny the rest.
8 (i) The answering party may assert lack of knowledge or information as a reason
9 for failing to admit or deny only if the party states that it has made reasonable
10 inquiry and that the information it knows or can readily obtain is insufficient to
11 enable it to admit or deny.

12 DATED this 29th day of December, 2021.

13 **CLAGGETT & SYKES LAW FIRM**

14 /s/ Joseph Mott
Joseph Mott

15 **FADDUOL, CLUFF, HARDY &**
16 **CONAWAY, P.C.**

17 /s/ Richard Hardy
Richard Hardy

18 /s/ Meghan Mitchell
19 Meghan Mitchell

20 **COUNSEL FOR PLAINTIFF**

1 **INTERROGATORIES**

2 **Interrogatory No. 1:** Please identify all persons who participated to any degree
3 in providing information responsive to this discovery instrument. For each person
4 identified, please provide that person's full name, address, current occupation,
5 and any position, title, or official status that person has ever had with Diamond
6 Ranch.

7 **Interrogatory No. 2:** If Diamond Ranch has been involved in any other lawsuits
8 involving claims by residents for personal injuries for the period of January 2011
9 to April 2016, please state the date and place of each action filed, giving the name
10 of the court and the case number, the names of the other party or parties involved,
11 a description of the nature of each action and the result of each such action.

12 **Interrogatory No. 3:** Please identify and state in detail, any investigation(s)
13 into the incidents described in Plaintiff's Complaint, made by you, any person on
14 your behalf, any insurance company, or any other person, entity, and/or
15 organization. For each investigation, please identify and state in detail the
16 following:

- 17 a. the name(s) of every individual participating in such investigation;
 - 18 b. the specific actions made in the investigation;
 - 19 d. the date of each investigative action;
 - 20 e. the purpose and findings of each investigative action;
 - 21 f. any action taken as a consequence of such investigative action; and
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g. whether any type of written statement, report or other written document was generated as a result of such investigative action.

(Please note this interrogatory is not requesting any information associated with meetings between Defendant and its attorneys or legal representatives).

Interrogatory No. 4: With respect to the incidents at issue in this lawsuit, please state all facts in your possession surrounding injuries to Shayrena Penn at Diamond Ranch and/or incidents involving the physical restraint of Shayrena Penn, including identification of any Diamond Ranch employees involved, stating their name, job title, last known address, phone number, and whether they are still employed by Diamond Ranch.

Interrogatory No. 5: Please state in detail and identify any certifications, licenses, or affiliations that Diamond Ranch has ever obtained or received in the five (5) years preceding Shayrena Penn's enrollment at Diamond Ranch. State in detail the dates such license, certification, or affiliation was provided, revoked, lapsed, etc. Identify any documents relating to your response that document such license certification.

Interrogatory No. 6: If, in the five (5) years preceding Shayrena Penn's enrollment at Diamond Ranch, if any Diamond Ranch license, certification, or affiliation was ever investigated, please state in detail the circumstances or each such investigation and the outcome thereof. Identify any documents relating to such investigations.

1 **Interrogatory No. 7:** Please state in detail and describe any investigations
2 performed by any state or federal governmental entity relating to violations of
3 procedures, policies, incidents, or occurrences at Diamond Ranch in the five (5)
4 years preceding Shayrena Penn's enrollment at Diamond Ranch. Describe the
5 investigations with sufficient detail to enable Plaintiff to obtain information
6 directly from the investigating entity. Identify any documents responsive to this
7 interrogatory and/or which provide information related to your response.

8 **Interrogatory No. 8:** As of the date of Shayrena Penn's enrollment at
9 Diamond Ranch, please describe the training Diamond Ranch provided to its
10 staff on verbal intervention, including, but not limited to de-escalation and
11 conflict resolution, as well as how this training is conducted and how often.
12 Identify any documents or materials related to such training.

13 **Interrogatory No. 9:** As of the date of Shayrena Penn's enrollment at
14 Diamond Ranch, please describe the training Diamond Ranch provided to its
15 staff on physical intervention, including, but not limited to, in what situations
16 physical intervention is allowed, the use of pressure points and holding
17 techniques, as well as how this training is conducted and how often. Identify
18 any documents or materials related to such training.

19 **Interrogatory No. 10:** As of the date of Shayrena Penn's enrollment at
20 Diamond Ranch, please describe the training Diamond Ranch provides to its
21 staff on how to assess whether a resident is in imminent harm and/or a danger
22 to himself/herself or others. In your response, please explain to which staff
23 members this training is provided, how this training is provided, and how often
24

1 this training is provided. Please identify any documents or other materials
2 related to such training.

3 **Interrogatory No. 11:** Please identify each staff member present at Diamond
4 Ranch Academy from December 18-22, 2015 by providing the staff member's
5 name, job title, phone number, last known address, and whether the staff
6 member is currently employed by Diamond Ranch Academy.

7 **Interrogatory No. 12:** As of December 20, 2015, please describe Diamond
8 Ranch's policies and procedures as to the investigation of incidents, including,
9 but not limited to, who was involved in the investigations, the drafting of
10 incident reports, conducting interviews, and what is considered when reviewing
11 incidents. Please identify any documents that pertain to Diamond Ranch's
12 policies and procedures as to the investigation of incidents.

13 **Interrogatory No. 13:** Please describe how Diamond Ranch was selected to
14 provide residential treatment services to Shayrena Penn, how Diamond Ranch
15 was paid for its custodial services, the amount Diamond Ranch was paid for its
16 services in relation to Shayrena Penn, Diamond Ranch's duties and obligations
17 to Shayrena Penn, and any other guidelines for payment. Please identify any
18 documents in your possession pertaining to the information requested in this
19 interrogatory.

20 **Interrogatory No. 14:** Please identify any staff members who were fired,
21 suspended, reprimanded, warned, or retrained as a result of any incidents
22 involving Shayrena Penn. In addition to identifying the staff members, please
23

1 describe what occurred and identify any documents pertaining to the firing,
2 suspension, reprimand, warning, or retraining.

3 **REQUESTS FOR PRODUCTION**

4 **Request for Production No. 1:** Please attach any and all invoices or other
5 documents showing Diamond Ranch's payment for services provided to
6 Shayrena Penn.

7 **Request for Production No. 2:** Please attach any documents evidencing
8 Diamond Ranch's policies and procedures on verbal intervention, including, but
9 not limited to de-escalation and conflict resolution, effective during the time of
10 Shayrena Penn's enrollment at Diamond Ranch.

11 **Request for Production No. 3:** Please attach any documents evidencing
12 Diamond Ranch's policies and procedures as to the use of physical restraints,
13 including the use of pressure points, effective during the time of Shayrena
14 Penn's enrollment at Diamond Ranch.

15 **Request for Production No. 4:** Please attach any documents evidencing
16 Diamond Ranch's process for instituting punishments or consequences on
17 residents, effective during the time of Shayrena Penn's enrollment at Diamond
18 Ranch.

19 **Request for Production No. 5:** Please attach all assessments performed on
20 Shayrena Penn by Diamond Ranch or an agent of Diamond Ranch, including,
21 but not limited to, mental health assessments, screening of Shayrena Penn's
22 educational status, screening of legal issues of Shayrena Penn, vocational
23 assessments, evaluations performed to assess mental, physical, psychological,
24

1 psychiatric, or intellectual and/or cognitive functioning of Shayrena Penn, and
2 assessments pertaining to substance abuse.

3 **Request for Production No. 6:** Please attach the plan for care, treatment,
4 and services for Shayrena Penn and/or any documents showing the care,
5 treatment, and services Diamond Ranch felt was most appropriate for Shayrena
6 Penn's needs.

7 **Request for Production No. 7:** Please attach documentation of the personnel
8 files for Lola Aiono, Mckay Lewis, Shelli Taylor, Anthony Vanorden, Dustin
9 Goeke, and any other Diamond Ranch employees involved in the incidents
10 outlined in Plaintiff's Complaint, including:

11 a. training file documenting Diamond Ranch's training and development
12 of staff member;

13 b. all orientation and training, including dates, hours, and/or credits,
14 names of trainer(s), topics/areas of training, and sign-in sheets, if any;

15 c. employee's name, current address, telephone number, emergency
16 contact(s), job title and description;

17 d. dates of employment and changes in position;

18 e. documentation of reference checks prior to employment;

19 f. copy of employee's first aid certificates;

20 g. criminal records check/background check;

21 h. application for employment/resume;

22 i. job description(s);

23 j. performance reviews; and,

1 k. documentation regarding warnings/reprimands/re-trainings.

2 **Request for Production No. 8:** Please attach Diamond Ranch's policies and
3 procedures regarding frequency and/or training intervals for staff, employees,
4 and/or agents effective during the time of Shayrena Penn's enrollment.

5 **Request for Production No. 9:** Please attach Shayrena Penn's
6 intake/screening, assessment of Shayrena Penn's personal, family, medical and
7 social history, her treatment planning, IEP, evaluations of high risk behaviors
8 or potential for such, initial and comprehensive treatment plans, and/or
9 discharge planning documents.

10 **Request for Production No. 10:** Please attach reports made by Diamond
11 Ranch to any state or other governmental agency regarding the use of physical
12 restraints and/or injuries to residents from January 2011 to April 2016.

13 **Request for Production No. 11:** Please attach reports made by Diamond
14 Ranch to any state or other governmental agency regarding incidents involving
15 Shayrena Penn and/or injuries suffered by Shayrena Penn.

16 **Request for Production No. 12:** Please attach all internal reviews of
17 incidents involving the use of physical restraints and/or injuries to residents
18 from staff members from January 2011 to April 2016.

19 **Request for Production No. 13:** Please attach any documents referencing any
20 investigations outlined in response to Interrogatory No. 3.

21 **Request for Production No. 14:** Please attach any incident reports, summary
22 reports, emails, text messages, medical records, internal reviews, staff
23 reprimands, or any other documentation regarding or referencing incidents

1 involving Shayrena Penn, including, but not limited to the incident that
2 occurred on December 4, 2015 (as referenced on DRA00353) and the two
3 incidents on December 20, 2015.

4 **Request for Production No. 15:** Please attach the text messages to the
5 Program Director and Medical Director referenced on both IR Submissions for
6 12-20-2015.

7 **Request for Production No. 16:** Please attach all documents pertaining to
8 Diamond Ranch's RFI program in effect as of the date of Shayrena Penn's
9 enrollment, including, but not limited to, the program's purpose, the rules of the
10 program, Diamond Ranch's policies and procedures in carrying out the program.

11 **Request for Production No. 17:** Please attach all documents outlining
12 Diamond Ranch's policies and procedures on the use of "Yes-Sets" (documented
13 on IR Submission 12-20-2015 and SR Shayrena Penn12-20-2015) that were in
14 effect on December 20, 2015.

15 **Request for Production No. 18:** Please attach all payroll records, time sheets,
16 or other documents that would show the identity of the staff members present
17 at Diamond Ranch Academy from December 18-22, 2015.

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Request for Production No. 19: Please attach all documents containing Diamond Ranch's policies and procedures as to how to recognize when a resident is in imminent harm and/or a danger to himself/herself or others and the procedures staff should follow in the event a resident is deemed in imminent harm and/or a danger to himself/herself or others.

Dated this 29th day of December, 2021.

CLAGGETT & SYKES LAW FIRM

/s/ Joseph Mott
Joseph Mott

**FADDUOL, CLUFF, HARDY &
CONAWAY, P.C.**

/s/ Richard Hardy
Richard Hardy

/s/ Meghan Mitchell
Meghan Mitchell

COUNSEL FOR PLAINTIFF

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 29th day of December, 2021, I caused to be served a true and correct copy of the **PLAINTIFF'S FIRST INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS TO DEFENDANT**, on the following person(s) by electronic service:

William E. Frazier, Esq.
912 W. 1600 S., Suite A-200
St. George, UT, 84770

/s/: Krystina June

An Employee of **CLAGGETT & SYKES LAW FIRM**

CLAGGETT & SYKES
LAW FIRM

From: Krystina Butenschoen

Sent: Wednesday, January 5, 2022 2:06 PM

To: Bill Frazier <bill@bfgfirm.com>; Joey Mott <Joey@claggettlaw.com>; Meghan Mitchell <mmitchell@fchclaw.com>; Richard Hardy <rhardy@fchclaw.com>

Subject: FW: Penn v. Diamond Ranch Academy

I am just following-up on this, thank you.

From: Krystina Butenschoen

Sent: Wednesday, December 29, 2021 12:32 PM



To: Bill Frazier <bill@bfgfirm.com>

Cc: Joey Mott <Joey@claggettlaw.com>; Meghan Mitchell <mmitchell@fchclaw.com>;
Richard Hardy <rhardy@fchclaw.com>

Subject: Penn v. Diamond Ranch Academy

Good afternoon:

Attached please find written discovery (Interrogatories and Requests for Production of Documents) to Defendant.

In addition to this discovery, we would like to start scheduling Depositions in this matter. In this regard, please let us know if you will be representing the following employees whom we understand are no longer employed by Diamond Ranch:

1. Lola Aiono
2. Shelli Taylor
3. Dustin Goake
4. Anthony Vanordern

In addition to the Depositions of those employees, we also intend to schedule the Depositions of the following employees whom we understand to still be employed by Diamond Ranch:

1. Rodney Mellor
2. McKay Lewis

To the extent you will be representing the deponents, please provide their availability for Deposition in the upcoming months. If you will not be representing their interests at the time of the Depositions, please provide us with contact information for the individuals and we will work to coordinate the Depositions with them directly.

As always, we look forward to working with you in getting these scheduled.

Krystina June
Paralegal

4101 Meadows Lane, Ste. 100 Las Vegas, NV 89107
6900 S. McCarran Blvd., # 2060 Reno, NV 89509
Ph. (702) 333-7777
Fax (702) 655-3763
www.claggettlaw.com

<image001.png>

Connect with us on social media:

[<image002.png>](#) [<image003.png>](#) [<image004.png>](#) [<image005.png>](#) [<image006.png>](#)

<image007.png>

<2021-12-29 First Interrogatories and RPD to Defendant.pdf>

From: Bill Frazier <bill@bfgfirm.com>
Sent: Wednesday, February 2, 2022 10:00 AM
To: Krystina Butenschoen <Krystina@claggettlaw.com>
Subject: Re: Penn v. Diamond Ranch Academy

Krystina:

May we have an additional two weeks to respond to these? We are ravaged with staff out due to the pandemic. I appreciate the courtesy and will gladly reciprocate.

Also - can you provide me with dates of depo availability for your client in March?

Thanks,

Bill



From: Meghan Mitchell

Sent: Friday, February 4, 2022 1:07 PM

To: 'bill@bfgfirm.com' <bill@bfgfirm.com>

Cc: 'Krystina Butenschoen' <Krystina@claggettlaw.com>; Joey Mott <Joey@claggettlaw.com>; Richard Hardy <rhardy@fchclaw.com>; Gabriela Reveles <greveles@fchclaw.com>

Subject: Penn v. Diamond Ranch Academy

Bill,

I am in receipt of your email requesting an extension of 2 weeks to respond to Plaintiff's discovery instrument. We are happy to allow the extension. However, on December 29, we asked for dates for numerous depositions and have yet to receive a response from you.

As previously requested, please let us know if you intend to represent the following individuals:

1. Lola Aiono
2. Shelli Taylor
3. Dustin Goake
4. Anthony Vanorden

If you intend to represent the above individuals, please provide some dates for their depositions. If you do not intend to represent these individuals, please provide their last known contact information, so that we can begin attempts at contacting them directly to coordinate their depositions. Additionally, we would also like to depose Rodney Mellor and McKay Lewis, who, as we understand it, are current employees. Please provide dates of availability for these depositions.

We are obviously happy to present our client as well, but considering we requested the above depositions over a month ago, we would like to get a response to our request before we schedule our client's deposition.

Thank you.

Sincerely,

Meghan Mitchell
Attorney





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