

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE CENTRAL DISTRICT OF ILLINOIS

3 NICHOLAS BANNING,
4 Plaintiff,
5 -VS- CASE NO. 21-CV-3100
6 SHELBY COUNTY, SHELBY COUNTY,
7 SHERIFF BRIAN MCREYNOLDS, DON
8 KOONCE, ADVANCED CORRECTIONAL HEALTHCARE,
9 INC., CWENTON WILLIAMS, TONYA ATTEBERRY, DEVON
10 DURBIN, MEGAN WARNER, MELISSA HAYNES, BRANDON
11 GATTON, CHRIS ZAOKOWSKI, DAINE BURKHEAD, KELLY
12 ADAMS and JACQUELINE CLAYTON,
13 Defendant.

14
15
16 DEPOSITION OF KELLY L. ADAMS
17 OCTOBER 26, 2022

18
19
20
21
22
23
24
25

Gary J. Maninfior
CSR 84-573

26 M A N I N F I O R C O U R T R E P O R T I N G

27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98
99
100
101
102
103
104
105
106
107
108
109
110
111
112
113
114
115
116
117
118
119
120
121
122
123
124
125
126
127
128
129
130
131
132
133
134
135
136
137
138
139
140
141
142
143
144
145
146
147
148
149
150
151
152
153
154
155
156
157
158
159
160
161
162
163
164
165
166
167
168
169
170
171
172
173
174
175
176
177
178
179
180
181
182
183
184
185
186
187
188
189
190
191
192
193
194
195
196
197
198
199
200
201
202
203
204
205
206
207
208
209
210
211
212
213
214
215
216
217
218
219
220
221
222
223
224
225
226
227
228
229
230
231
232
233
234
235
236
237
238
239
240
241
242
243
244
245
246
247
248
249
250
251
252
253
254
255
256
257
258
259
260
261
262
263
264
265
266
267
268
269
270
271
272
273
274
275
276
277
278
279
280
281
282
283
284
285
286
287
288
289
290
291
292
293
294
295
296
297
298
299
300
301
302
303
304
305
306
307
308
309
310
311
312
313
314
315
316
317
318
319
320
321
322
323
324
325
326
327
328
329
330
331
332
333
334
335
336
337
338
339
340
341
342
343
344
345
346
347
348
349
350
351
352
353
354
355
356
357
358
359
360
361
362
363
364
365
366
367
368
369
370
371
372
373
374
375
376
377
378
379
380
381
382
383
384
385
386
387
388
389
390
391
392
393
394
395
396
397
398
399
400
401
402
403
404
405
406
407
408
409
410
411
412
413
414
415
416
417
418
419
420
421
422
423
424
425
426
427
428
429
430
431
432
433
434
435
436
437
438
439
440
441
442
443
444
445
446
447
448
449
450
451
452
453
454
455
456
457
458
459
460
461
462
463
464
465
466
467
468
469
470
471
472
473
474
475
476
477
478
479
480
481
482
483
484
485
486
487
488
489
490
491
492
493
494
495
496
497
498
499
500
501
502
503
504
505
506
507
508
509
510
511
512
513
514
515
516
517
518
519
520
521
522
523
524
525
526
527
528
529
530
531
532
533
534
535
536
537
538
539
540
541
542
543
544
545
546
547
548
549
550
551
552
553
554
555
556
557
558
559
560
561
562
563
564
565
566
567
568
569
570
571
572
573
574
575
576
577
578
579
580
581
582
583
584
585
586
587
588
589
590
591
592
593
594
595
596
597
598
599
600
601
602
603
604
605
606
607
608
609
610
611
612
613
614
615
616
617
618
619
620
621
622
623
624
625
626
627
628
629
630
631
632
633
634
635
636
637
638
639
640
641
642
643
644
645
646
647
648
649
650
651
652
653
654
655
656
657
658
659
660
661
662
663
664
665
666
667
668
669
670
671
672
673
674
675
676
677
678
679
680
681
682
683
684
685
686
687
688
689
690
691
692
693
694
695
696
697
698
699
700
701
702
703
704
705
706
707
708
709
710
711
712
713
714
715
716
717
718
719
720
721
722
723
724
725
726
727
728
729
730
731
732
733
734
735
736
737
738
739
740
741
742
743
744
745
746
747
748
749
750
751
752
753
754
755
756
757
758
759
760
761
762
763
764
765
766
767
768
769
770
771
772
773
774
775
776
777
778
779
780
781
782
783
784
785
786
787
788
789
790
791
792
793
794
795
796
797
798
799
800
801
802
803
804
805
806
807
808
809
810
811
812
813
814
815
816
817
818
819
820
821
822
823
824
825
826
827
828
829
830
831
832
833
834
835
836
837
838
839
840
841
842
843
844
845
846
847
848
849
850
851
852
853
854
855
856
857
858
859
860
861
862
863
864
865
866
867
868
869
870
871
872
873
874
875
876
877
878
879
880
881
882
883
884
885
886
887
888
889
890
891
892
893
894
895
896
897
898
899
900
901
902
903
904
905
906
907
908
909
910
911
912
913
914
915
916
917
918
919
920
921
922
923
924
925
926
927
928
929
930
931
932
933
934
935
936
937
938
939
940
941
942
943
944
945
946
947
948
949
950
951
952
953
954
955
956
957
958
959
960
961
962
963
964
965
966
967
968
969
970
971
972
973
974
975
976
977
978
979
980
981
982
983
984
985
986
987
988
989
990
991
992
993
994
995
996
997
998
999
1000
1001
1002
1003
1004
1005
1006
1007
1008
1009
1010
1011
1012
1013
1014
1015
1016
1017
1018
1019
1020
1021
1022
1023
1024
1025
1026
1027
1028
1029
1030
1031
1032
1033
1034
1035
1036
1037
1038
1039
1040
1041
1042
1043
1044
1045
1046
1047
1048
1049
1050
1051
1052
1053
1054
1055
1056
1057
1058
1059
1060
1061
1062
1063
1064
1065
1066
1067
1068
1069
1070
1071
1072
1073
1074
1075
1076
1077
1078
1079
1080
1081
1082
1083
1084
1085
1086
1087
1088
1089
1090
1091
1092
1093
1094
1095
1096
1097
1098
1099
1100
1101
1102
1103
1104
1105
1106
1107
1108
1109
1110
1111
1112
1113
1114
1115
1116
1117
1118
1119
1120
1121
1122
1123
1124
1125
1126
1127
1128
1129
1130
1131
1132
1133
1134
1135
1136
1137
1138
1139
1140
1141
1142
1143
1144
1145
1146
1147
1148
1149
1150
1151
1152
1153
1154
1155
1156
1157
1158
1159
1160
1161
1162
1163
1164
1165
1166
1167
1168
1169
1170
1171
1172
1173
1174
1175
1176
1177
1178
1179
1180
1181
1182
1183
1184
1185
1186
1187
1188
1189
1190
1191
1192
1193
1194
1195
1196
1197
1198
1199
1200
1201
1202
1203
1204
1205
1206
1207
1208
1209
1210
1211
1212
1213
1214
1215
1216
1217
1218
1219
1220
1221
1222
1223
1224
1225
1226
1227
1228
1229
1230
1231
1232
1233
1234
1235
1236
1237
1238
1239
1240
1241
1242
1243
1244
1245
1246
1247
1248
1249
1250
1251
1252
1253
1254
1255
1256
1257
1258
1259
1260
1261
1262
1263
1264
1265
1266
1267
1268
1269
1270
1271
1272
1273
1274
1275
1276
1277
1278
1279
1280
1281
1282
1283
1284
1285
1286
1287
1288
1289
1290
1291
1292
1293
1294
1295
1296
1297
1298
1299
1300
1301
1302
1303
1304
1305
1306
1307
1308
1309
1310
1311
1312
1313
1314
1315
1316
1317
1318
1319
1320
1321
1322
1323
1324
1325
1326
1327
1328
1329
1330
1331
1332
1333
1334
1335
1336
1337
1338
1339
1340
1341
1342
1343
1344
1345
1346
1347
1348
1349
1350
1351
1352
1353
1354
1355
1356
1357
1358
1359
1360
1361
1362
1363
1364
1365
1366
1367
1368
1369
1370
1371
1372
1373
1374
1375
1376
1377
1378
1379
1380
1381
1382
1383
1384
1385
1386
1387
1388
1389
1390
1391
1392
1393
1394
1395
1396
1397
1398
1399
1400
1401
1402
1403
1404
1405
1406
1407
1408
1409
1410
1411
1412
1413
1414
1415
1416
1417
1418
1419
1420
1421
1422
1423
1424
1425
1426
1427
1428
1429
1430
1431
1432
1433
1434
1435
1436
1437
1438
1439
1440
1441
1442
1443
1444
1445
1446
1447
1448
1449
1450
1451
1452
1453
1454
1455
1456
1457
1458
1459
1460
1461
1462
1463
1464
1465
1466
1467
1468
1469
1470
1471
1472
1473
1474
1475
1476
1477
1478
1479
1480
1481
1482
1483
1484
1485
1486
1487
1488
1489
1490
1491
1492
1493
1494
1495
1496
1497
1498
1499
1500
1501
1502
1503
1504
1505
1506
1507
1508
1509
1510
1511
1512
1513
1514
1515
1516
1517
1518
1519
1520
1521
1522
1523
1524
1525
1526
1527
1528
1529
1530
1531
1532
1533
1534
1535
1536
1537
1538
1539
1540
1541
1542
1543
1544
1545
1546
1547
1548
1549
1550
1551
1552
1553
1554
1555
1556
1557
1558
1559
1560
1561
1562
1563
1564
1565
1566
1567
1568
1569
1570
1571
1572
1573
1574
1575
1576
1577
1578
1579
1580
1581
1582
1583
1584
1585
1586
1587
1588
1589
1590
1591
1592
1593
1594
1595
1596
1597
1598
1599
1600
1601
1602
1603
1604
1605
1606
1607
1608
1609
1610
1611
1612
1613
1614
1615
1616
1617
1618
1619
1620
1621
1622
1623
1624
1625
1626
1627
1628
1629
1630
1631
1632
1633
1634
1635
1636
1637
1638
1639
1640
1641
1642
1643
1644
1645
1646
1647
1648
1649
1650
1651
1652
1653
1654
1655
1656
1657
1658
1659
1660
1661
1662
1663
1664
1665
1666
1667
1668
1669
1670
1671
1672
1673
1674
1675
1676
1677
1678
1679
1680
1681
1682
1683
1684
1685
1686
1687
1688
1689
1690
1691
1692
1693
1694
1695
1696
1697
1698
1699
1700
1701
1702
1703
1704
1705
1706
1707
1708
1709
1710
1711
1712
1713
1714
1715
1716
1717
1718
1719
1720
1721
1722
1723
1724
1725
1726
1727
1728
1729
1730
1731
1732
1733
1734
1735
1736
1737
1738
1739
1740
1741
1742
1743
1744
1745
1746
1747
1748
1749
1750
1751
1752
1753
1754
1755
1756
1757
1758
1759
1760
1761
1762
1763
1764
1765
1766
1767
1768
1769
1770
1771
1772
1773
1774
1775
1776
1777
1778
1779
1780
1781
1782
1783
1784
1785
1786
1787
1788
1789
1790
1791
1792
1793
1794
1795
1796
1797
1798
1799
1800
1801
1802
1803
1804
1805
1806
1807
1808
1809
1810
1811
1812
1813
1814
1815
1816
1817
1818
1819
1820
1821
1822
1823
1824
1825
1826
1827
1828
1829
1830
1831
1832
1833
1834
1835
1836
1837
1838
1839
1840
1841
1842
1843
1844
1845
1846
1847
1848
1849
1850
1851
1852
1853
1854
1855
1856
1857
1858
1859
1860
1861
1862
1863
1864
1865
1866
1867
1868
1869
1870
1871
1872
1873
1874
1875
1876
1877
1878
1879
1880
1881
1882
1883
1884
1885
1886
1887
1888
1889
1890
1891
1892
1893
1894
1895
1896
1897
1898
1899
1900
1901
1902
1903
1904
1905
1906
1907
1908
1909
1910
1911
1912
1913
1914
1915
1916
1917
1918
1919
1920
1921
1922
1923
1924
1925
1926
1927
1928
1929
1930
1931
1932
1933
1934
1935
1936
1937
1938
1939
1940
1941
1942
1943
1944
1945
1946
1947
1948
1949
1950
1951
1952
1953
1954
1955
1956
1957
1958
1959
1960
1961
1962
1963
1964
1965
1966
1967
1968
1969
1970
1971
1972
1973
1974
1975
1976
1977
1978
1979
1980
1981
1982
1983
1984
1985
1986
1987
1988
1989
1990
1991
1992
1993
1994
1995
1996
1997
1998
1999
2000
2001
2002
2003
2004
2005
2006
2007
2008
2009
2010
2011
2012
2013
2014
2015
2016
2017
2018
2019
2020
2021
2022
2023
2024
2025
2026
2027
2028
2029
2030
2031
2032
2033
2034
2035
2036
2037
2038
2039
2040
2041
2042
2043
2044
2045
2046
2047
2048
2049
2050
2051
2052
2053
2054
2055
2056
2057
2058
2059
2060
2061
2062
2063
2064
2065
2066
2067
2068
2069
2070
2071
2072
2073
2074
2075
2076
2077
2078
2079
2080
2081
2082
2083
2084
2085
2086
2087
2088
2089
2090
2091
2092
2093
2094
2095
2096
2097
2098
2099
2100
2101
2102
2103
2104
2105
2106
2107
2108
2109
2110
2111
2112
2113
2114
2115
2116
2117
2118
2119
2120
2121
2122
2123
2124
2125
2126
2127
2128
2129
2130
2131
2132
2133
2134
2135
2136
2137
2138
2139
2140
2141
2142
2143
2144
2145
2146
2147
2148
2149
2150
2151
2152
2153
2154
2155
2156
2157
2158
2159
2160
2161
2162
2163
2164
21

1 APPEARANCES

2 Representing the Plaintiff:

3 Meyer & Kiss, LLC
 4 Attorneys at Law
 53 West Jackson Boulevard, Suite 1735
 4 Chicago, IL 60604
 BY: Mr. Louis J. Meyer

5

6 Representing Defendants Shelby County, Sheriff
 mcReynolds, Don Koonce, Advanced Correctional
 7 Healthcare, Inc.:

8 Heyl, Royster, Voelker & Alen
 9 Attorneys at Law
 301 North Neil Street, Suite 505
 Champaign, IL 61820
 BY: Mr. Bryan J. Vayr

10

11 Representing Defendant K. Adams:

12 Quinn, Johnston
 Attorneys at Law
 227 N.E. Jefferson Avenue
 Peoria, IL 61602-1211
 BY: Mr. Peter R. Jennetten

14 INDEX

15

16 EXAMINATION CONDUCTED BY: PAGE:
 Mr. Meyer.....3
 Mr. Vayr.....136
 17 Mr. Jennetten137

18 EXHIBITS

19 1 - Job Competency Evaluation53
 2 - Orientation Checklist.....55
 20 3 - Slides regarding Detox.....85
 4 - Slides listing medications.....85
 5 - Medication Administration Record...90
 21 6 - Medication Verification Form.....90
 7 - Access to Healthcare - Protocols...100
 22 8 - Medical Flowsheet.....102
 9 - Urgent Practitioner Contact.....105
 23 10- Narcon Use for Opiate Overdose.....107
 11- Opiate Withdrawal.....107
 24 12- Gastrointestinal nausea & vomiting.114
 13- List of Drs. to contact.....131
 25 14- Joint Administrative Code.....134

1 KELLY L. ADAMS,

2 a witness having been first duly sworn upon his

3 her oath testified as follows:

4 EXAMINATION CONDUCTED

5 BY: MR. MEYER

6 Q. Could you, please, state and spell your
7 full name for the record?

8 A. Kelly Lynn Adams, that's K-e-l-l-y,
9 L-y-n-n, A-d-a-m-s.

10 Q. Please let the record reflect that this is
11 the deposition of Kelly Adams taken pursuant to
12 Notice in accordance with the Federal Rules of
13 Civil procedure and all applicable local rules.

14 Ms. Adams, have you ever given a
15 deposition before?

16 A. No.

17 Q. I'm sure you have had an opportunity to
18 talk with your counsel about what we're going to
19 be doing here today. Before we get into it,
20 though, I want to cover some of the basic ground
21 rules.

22 A. Okay.

23 Q. We are in a courthouse. It's in a jury
24 room, but it's as if we're in the actual courtroom
25 itself in front of a judge, so the same rules

1 apply. Do you understand that?

2 A. Yes.

3 Q. I'm going to be asking you a series of
4 background questions and some questions about your
5 work when you worked at the jail, and then about
6 your company and then some specific questions
7 about Mr. Banning.

8 Before we get into that, though, you may
9 know where I'm going with a question, and you may
10 already anticipate the answer. Please allow me to
11 ask it fully before you answer.

12 A. Okay.

13 Q. I'll then allow you to answer the question
14 then before I move on to my next question. What
15 I'm looking for there is I don't want to be
16 talking over one another. Fair enough?

17 A. Fair, yes.

18 Q. So if you have more to say or you are not
19 finished you'll let me know and put your hand up,
20 I'll stop and allow you to finish, okay?

21 A. Okay.

22 Q. At any point you don't understand a
23 question that I ask you or you don't understand a
24 word that I use, I mispronounce something, please
25 let me know I'll try to rephrase the question, you

1 know, slow down, use another word so you
2 understand what I'm asking you, fair?

3 A. Fair.

4 Q. And, again, at the end of this deposition
5 a transcript will be generated that will have all
6 of my questions and your answers. And I want you
7 to be confident you know what I'm asking of you.
8 I've had the experience twice where at a later
9 hearing a witness gave me a different answer than
10 what was in the transcript, and when I confronted
11 them they said "Well, I really didn't understand
12 what you were asking me at the deposition". So
13 I'm trying to short cut that, understood?

14 A. Uh-huh.

15 Q. At any point you need to take a break to
16 use the washroom that's fine. I think there is
17 one right behind us here. The only caveat is if
18 there's a pending question we ask that you answer
19 before we move on, fair?

20 A. Fair.

21 Q. Okay. Besides speaking with your counsel
22 did you talk with anyone else about your
23 deposition today?

24 A. No.

25 Q. Did you review anything to prepare for

1 your deposition today?

2 A. Just what I reviewed with counsel.

3 Q. Sure, and what documents did you review?

4 A. We went over my schedule and the policies,
5 just to refresh.

6 Q. And the schedule, was that like your time
7 sheets?

8 A. The schedule that was from the jail, and
9 yeah.

10 MR. MEYER: Is there a Bates stamp, because I
11 looked at time sheets.

12 MR. JENNETTEN: I thought those may have been
13 produced but I can take a look here.

14 MR. MEYER: I saw time sheets for Ms. Clayton.

15 MR. VAYR: Counsel, we can go off the record.

16 MR. MEYER: Sure.

17 (At this point in the proceedings an
18 off-the-record discussion was held, after which
19 the following proceedings were conducted:)

20 MR. MEYER: We can go back on the record. Other
21 than looking at your schedule you said you looked
22 at some policies as well?

23 A. The documents, yes.

24 Q. Okay, and which policies specifically do
25 you recall reviewing?

1 A. Procedural, I can't recall everything we
2 looked at.

3 Q. Okay. And other than the schedule and
4 these policies did you review anything else?

5 A. No.

6 Q. What is your current age?

7 A. Forty-three.

8 Q. And how are you currently employed?

9 A. Full-time at St. John's Hospital in
10 Springfield.

11 Q. How long have you worked at St. John's
12 Hospital?

13 A. I've been with HSHS for almost three
14 years.

15 Q. And all three years at St. John's
16 Hospital?

17 A. No. I started at St. Mary's.

18 Q. So when did you first start with St.
19 Mary's?

20 A. It was December of 2019.

21 Q. And St. Mary's, is that in Decatur?

22 A. Yes.

23 Q. What was your position at St. Mary's in
24 Decatur?

25 A. I was on med/surg, RN.

1 Q. What is med/surg, RN?

2 A. It takes a group of patients like
3 post-surgicals, heart issues, lung issues. It's
4 kind of a broad spectrum floor.

5 Q. And how long were you on the med/surg
6 floor at St. Mary's before your transfer?

7 A. December of last year.

8 Q. So in December of 2021 you moved to St.
9 John's?

10 A. Float pool, it's the float pool through
11 HSHS.

12 Q. Okay, and what is the float pool?

13 A. You're assigned twelve week contracts and
14 you go to different HSHS hospitals.

15 Q. And so your current contract is then at
16 St. John's?

17 A. Correct.

18 Q. What other hospitals could you be assigned
19 to, other than St. Mary's or St. John's?

20 A. Litchfield or here in Shelbyville.

21 Q. And have you ever worked at the HSHS
22 Hospital here in Shelbyville?

23 A. Yes, for a twelve week contract.

24 Q. And when was that?

25 A. March until mid June, I believe.

1 Q. Of this year?

2 A. Yes.

3 Q. So for the last three years you've been a
4 nurse working for HSHS just having different
5 assignments within their hospital network?

6 A. Correct.

7 Q. And all of those assignments, were they
8 different RN positions?

9 A. They are basically the same. You do the
10 same thing.

11 Q. Okay. And what are your general duties or
12 responsibilities working at HSHS as an RN?

13 A. Med pass, patient assessments, wound
14 treatments, communication with physicians
15 as well as patient families. It kind of basically
16 covers everything.

17 Q. In the last three years have you had the
18 opportunity to have a patient that was detained in
19 a correctional setting?

20 A. As far as in the hospital?

21 Q. In the hospital.

22 A. I have taken care of a patient in the
23 hospital, yes.

24 Q. And is that an incarcerated person that
25 was brought to the hospital?

1 A. Correct.

2 Q. Do you know what facility that patient was
3 incarcerated at?

4 A. I do not. I just know it was a prisoner.

5 Q. Got it!

6 So three years ago what is the job you
7 left to join HSHS?

8 A. I was at a nursing home here in
9 Shelbyville, Shelbyville Manor.

10 Q. What was your position at the Shelbyville
11 Manor?

12 A. I was a floor nurse.

13 Q. How long were you a floor nurse at
14 Shelbyville Manor?

15 A. Seven years.

16 Q. Was that a full-time job?

17 A. Yes.

18 Q. So you went from Shelbyville Manor, so in
19 the last ten years you've worked at Shelbyville
20 Manor and HSHS?

21 A. Correct.

22 Q. And was there a time that you worked for
23 ACH?

24 A. I can't remember the exact date that I
25 started there, but I started at ACH while I was

1 still employed at Shelbyville Manor.

2 Q. And so was it just a secondary job that
3 you had?

4 A. Correct.

5 Q. And, approximately, how long were you
6 employed by ACH?

7 A. Approximately, maybe two and a half years.

8 Q. When did you leave ACH?

9 A. Last year in July.

10 Q. What was the reason for leaving ACH?

11 A. It was the nurse, or the hospital scenario
12 that was there at that time was just getting very
13 intense with Covid. It was requiring extra shifts
14 and felt like the second job was just too much.

15 Q. So were you terminated? Resigned?

16 A. I turned in my resignation.

17 Q. For those, approximately, two and a half
18 years that you did work at ACH what facilities did
19 you have assignments at?

20 A. Just Shelbyville.

21 Q. What was your, I guess, title at ACH when
22 you worked at Shelbyville?

23 A. I was the jail's nurse.

24 Q. Prior to working at ACH have you ever been
25 employed by any other company that services a

1 correctional facility?

2 A. Just HSHS when they had the, that they are
3 sent there.

4 Q. So you've never been assigned to work in a
5 correctional setting, other than when you worked
6 at Shelbyville County Jail?

7 A. Correct.

8 Q. Or Shelby County Jail.

9 Have you ever applied for any other
10 correctional healthcare positions other than your
11 application to ACH?

12 A. No.

13 Q. How were you made aware of the opening at
14 ACH for correctional care?

15 A. I was looking on-line.

16 Q. Did you use like Indeed or --

17 A. I believe it was Indeed.

18 Q. And take me through the process of when
19 you found that opening position, how you applied,
20 and how you were interviewed and finally accepted
21 that position?

22 A. It was on-line for the application; they
23 reached out to me to set up an interview; I met
24 with, I don't recall who it was at the jail to do
25 the interview.

1 Q. How many interviews did you have?

2 A. I believe it was two. I met with an ACH
3 as well as I met with the jail staff, two of the
4 jail staff.

5 Q. Do you recall who from the jail staff you
6 met with?

7 A. It was, I know Daine, and it was, I think
8 his name was Rob, I'm not sure.

9 Q. Burkhead, is that --

10 A. Yes.

11 Q. Daine Burkhead?

12 A. Daine Burkhead.

13 Q. And then the other individual was Rob?

14 A. I believe so, yes.

15 Q. Okay. You don't recall his last name?

16 A. He has resigned, so I don't recall what
17 his name was.

18 Q. You said you met with an ACH employee?

19 A. Uh-huh.

20 Q. Is that a "yes"?

21 A. Yes, I'm sorry.

22 Q. And that's one of the -- I think I forgot
23 this rule --

24 A. Yes.

25 Q. -- but if I catch it it's a "yes" or a

1 "no" I'll ask you to clarify.

2 A. I'm sorry.

3 Q. No problem. That happens.

4 Do you recall who it was that you met with
5 at the jail from ACH?

6 A. I do not.

7 Q. And prior to accepting that job at ACH did
8 you personally know anyone else that has worked in
9 correctional healthcare?

10 A. A friend of mine had worked as a
11 correctional officer.

12 Q. As an officer?

13 A. Yes.

14 Q. And who is that?

15 A. Shanna Jones.

16 Q. But anyone on the healthcare side?

17 A. No.

18 Q. When you met with ACH was it your
19 understanding that you would be an employee of ACH
20 or an employee of the county?

21 A. ACH.

22 Q. I hate going back ten years, but, I guess,
23 what was your first job in healthcare?

24 A. I was a CNA.

25 Q. And where were you a CNA?

1 A. Prairie Rose in Pana.

2 Q. Is that a nursing home?

3 A. Correct.

4 Q. How long were you a CNA?

5 A. Approximately two years.

6 Q. Was that the two years just prior to
7 getting your RN?

8 A. I had started with my LPN. I was enrolled
9 in school while a CNA to get my LPN.

10 Q. Got it! So let's go back: Let's start
11 with high school here for education. Did you
12 graduate from high school?

13 A. '97.

14 Q. What high school?

15 A. Central A&M.

16 Q. Where is that located?

17 A. Moweaqua.

18 Q. And after graduating high school then did
19 you go pursue your CNA license or what was --

20 A. No, it was several years later.

21 Q. Okay. When you decided to get into the
22 healthcare field what was the first school that
23 you went to?

24 A. Richland Community College in Decatur.

25 Q. And when was that?

1 A. I don't recall exactly when. I would say
2 roughly 2005.

3 Q. What certificate or course of study were
4 you following?

5 A. For the CNA?

6 MR. MEYER: Was that your CNA?

7 A. Yes, that's where I started the CNA.

8 Q. Do you recall when you obtained your CNA
9 license?

10 A. It took approximately a year.

11 Q. During the time that you were working as a
12 CNA you were pursuing your LPN as well?

13 A. Correct.

14 Q. Where did you pursue your LPN?

15 A. Richland Community College.

16 Q. Do you recall when you obtained your LPN
17 license?

18 A. 2010.

19 Q. And is that the time you were working at
20 Prairie Rose?

21 A. Correct.

22 Q. And you worked there until you went to the
23 nursing home here in Shelbyville?

24 A. No, I worked at Prairie Rose as an LPN,
25 also in that timeframe I worked for a gynecology

1 office. It was a part-time.

2 Excuse me. I also worked in a nursing

3 home in Moweaqua.

4 Q. Was it during that period of time that you
5 were pursuing your RN?

6 A. No.

7 Q. Okay. So when did you start pursuing your
8 RN?

9 A. While I was employed at Shelbyville Manor.

10 Q. Okay. What college or university did you
11 pursue your RN through?

12 A. Lake Land College in Mattoon.

13 Q. When did you obtain your RN license?

14 A. 2018.

15 Q. I think I asked you this, but what was
16 your first job as a Registered Nurse, or an RN?

17 A. Shelbyville Manor.

18 Q. And so while you were working at
19 Shelbyville Manor you came across this opening at
20 ACH?

21 A. Correct.

22 Q. November of '18, does that sound about the
23 period of time that you started working for ACH?

24 A. Roughly, yeah.

25 Q. When you did accept the position at ACH

1 how were you made aware of your schedule, what
2 hours you worked?

3 A. During orientation they indicated they
4 were looking for someone for just four hours a
5 week.

6 Q. Orientation, how was the orientation
7 conducted?

8 A. I was with several of the CO's. We were
9 going over the program that they were going to
10 use.

11 Q. Who conducted this orientation?

12 A. It was ACH.

13 Q. Do you recall who?

14 A. I do not.

15 Q. So yourself with some correctional
16 officers went through the orientation?

17 A. Correct.

18 Q. Was it like a power point slide show?

19 A. Correct.

20 Q. Was there multiple speakers?

21 A. No, one.

22 Q. Male or female?

23 A. Female.

24 Q. And it was in person?

25 A. Correct.

1 Q. Was there any tests or quiz you had to
2 take at the end of it?

3 A. I don't recall.

4 Q. Approximately how long was that
5 orientation?

6 A. I don't recall exactly. I feel maybe
7 around like two hours.

8 Q. Okay. So this would have been after the
9 two interviews you had already?

10 A. Correct.

11 Q. So at this point you had accepted the
12 position?

13 A. Correct.

14 Q. And then you had the initial orientation?

15 A. Correct.

16 Q. Once you completed the orientation how
17 were you scheduled to work in the jail?

18 A. I self-scheduled on days I had to work
19 once a week.

20 Q. So you would come to the jail just once a
21 week?

22 A. Correct.

23 Q. For four hours?

24 A. Correct.

25 Q. And who would you schedule that time with?

1 A. I would inform Daine Burkhead which days I
2 was working and she would fill out the schedule.

3 Q. Okay. And how far in advance did you have
4 to schedule your week that you worked?

5 A. It was a monthly schedule.

6 Q. So each month you would have the four days
7 of that month that you had previously scheduled?

8 A. Correct.

9 Q. During that two and a half years that you
10 worked for ACH at the Shelby County Jail did you
11 work every four, I guess four times a month?

12 A. Correct.

13 Q. Okay. I guess a better question is: Did
14 you ever take like any days off or sick time that
15 you recall?

16 A. There was some days that I was sick. If I
17 could make up the day later in the week I would.

18 Q. So that was going to be my next question.
19 If you, so next week let's say you're working
20 Thursday, you become ill, would you move it to a
21 Friday or --

22 A. Possibly.

23 Q. And who would you have to approve that
24 with?

25 A. Daine.

1 Q. How did you report, I guess, to ACH then?

2 A. I would message my supervisor.

3 Q. And did you have an ACH e-mail account?

4 A. No.

5 Q. Okay, so how would you message your
6 supervisor?

7 A. Text or call.

8 Q. Did you ever utilize e-mail to send
9 messages to ACH?

10 A. No.

11 Q. The same question for the jail: Did you
12 ever use your e-mail to send messages to Daine?

13 A. Like a personal e-mail?

14 MR. MEYER: Any like -- yeah, through like for
15 work, for example.

16 A. Okay, there was a work e-mail.

17 Q. Okay, and do you recall what your work
18 e-mail was?

19 A. I don't know what my name was. I know it
20 was the SCSO. something.

21 Q. And so you had, do you know whether or not
22 each individual employee had one of those work
23 e-mails?

24 A. Yes, as far as I know.

25 Q. Okay. So you could utilize that e-mail to

1 send Daine your schedule?

2 A. I usually told her in person my schedule.

3 Q. So what would you utilize that work e-mail
4 for?

5 A. At the end of my day I would give them a
6 summary of each inmate that I saw, what I did,
7 what I ordered, so they knew what to expect.

8 Q. Okay. Did you have to send similar
9 e-mails to your ACH supervisors?

10 A. No.

11 Q. And would that just go to Daine? Because
12 we've seen some e-mails kind of like a catch-all
13 e-mail.

14 A. Yeah, it was pretty much like that, the
15 catch-all one.

16 Q. Okay. So when anyone would send an e-mail
17 would you get that in your in-box?

18 A. The catch-all e-mail?

19 MR. MEYER: Correct.

20 A. I had a separate e-mail with just my name.

21 Q. Okay. We will come back to that e-mail if
22 we can get internet here, because I don't have
23 those printed unfortunately.

24 I know you said you worked one day each
25 week. Would you daily receive e-mails from the

1 jail?

2 A. No.

3 Q. Okay. How would you be notified from an
4 employee at the jail about any issues at the jail?

5 A. If I was not scheduled for that day and
6 there was an issue they were to contact the
7 physician.

8 Q. So you would not get daily like shift
9 e-mails from --

10 A. No.

11 Q. -- somebody at the jail?

12 A. No.

13 Q. Okay. So when you were scheduled for a
14 day at the end of your shift you would send a
15 summary e-mail to who, specifically, at the jail?

16 A. It was the broad e-mail.

17 Q. Would you have to send an e-mail to the
18 physician?

19 A. No.

20 Q. During that two and a half years that you
21 worked at the jail did you ever communicate with
22 the physician?

23 A. Yes.

24 Q. And how would you communicate with the
25 physician?

1 A. Phone.

2 Q. Do you recall who the physician was during
3 the time you worked at ACH?

4 A. It had changed once, I don't recall the
5 first physician. The last one was Jackie Clayton.

6 Q. When you were paid you were paid by ACH,
7 though, correct?

8 A. Correct.

9 Q. How did you turn your time sheets into
10 ACH?

11 A. I had to log in on the computer.

12 Q. Was there a software that ACH used?

13 A. It was a website that I had to log onto.

14 Q. Was it ACH's website?

15 A. Correct.

16 Q. And what, would you have to upload your
17 schedule or just put in your time?

18 A. Just my time for the day.

19 Q. And I believe you said you had a
20 supervisor when you worked at ACH, correct?

21 A. Correct.

22 Q. Who was that?

23 A. Verda, and I can't remember her last name.
24 It starts with an "S".

25 Q. And what was her title, if you know?

1 A. She was the RN Supervisor.

2 Q. During your two and a half years at ACH
3 how often did you physically meet with Verda?

4 A. Once a month.

5 Q. Where would those meetings take place?

6 A. At the jail.

7 Q. And are those the CQI meetings?

8 A. Correct.

9 Q. Who was present at those CQI meetings?

10 A. Myself and Verda.

11 Q. Anyone from the jail?

12 A. No.

13 Q. Prior, and would you schedule those
14 monthly?

15 A. Verda would let me know.

16 Q. How would she let you know?

17 A. She would call me or text me what days she
18 would be available, if I was working that day.

19 Q. So would you try to schedule those on days
20 that you had already scheduled yourself at the
21 jail?

22 A. Yes.

23 Q. So each month you wouldn't give Verda your
24 schedule, though, correct?

25 A. No.

1 Q. So would she just reach out and say "Hey,
2 Kelly, want to meet at the jail on July"?

3 A. Correct.

4 Q. And prior to those meetings would she give
5 you an agenda or any paperwork?

6 A. At the meeting.

7 Q. What type of paperwork did you get at the
8 meeting?

9 A. We would review any new policies, ask if I
10 had any questions about procedure stuff.

11 Q. And policies, are these the jail policies
12 or ACH policies?

13 A. ACH and the jail. It was during Covid, so
14 it was a lot of updated stuff about that.

15 Q. And when you, I don't think I asked you
16 this, but when you accepted the position at ACH
17 did you get an employee handbook?

18 A. It was all on-line.

19 Q. Did ACH have their own separate set of
20 policies regarding your conduct as a nurse for
21 them?

22 A. Correct.

23 Q. And how could you access those policies if
24 you needed to review them?

25 A. I believe it was on an app.

1 Q. Do you still have that app on your phone?

2 A. No.

3 Q. And then the jail itself had its own
4 policies, correct?

5 A. Correct.

6 Q. And how did you have access to those?

7 A. As far as healthcare?

8 Q. So, yeah, let's -- what different types of
9 policies were there?

10 A. The jail, I didn't like get all of their
11 policies. That was something they discussed with
12 ACH to come together for what was acceptable and
13 what was not.

14 Q. So what policies did you have access to
15 that were Shelby County policies, the jail
16 policies?

17 A. I don't recall any of them.

18 Q. Well, did the jail have its own set of
19 policies regarding healthcare?

20 A. That they discussed with ACH.

21 Q. Did you get a copy of those?

22 A. I would get print-outs or something on the
23 app.

24 Q. And if you were at the, you know, for an
25 assigned day at the jail and you needed to

1 reference one of those policies was there a
2 physical set at the jail?

3 A. There was a binder that would have the
4 print-outs.

5 Q. Would that just be like the county
6 policies or ACH policies?

7 A. Both.

8 Q. Going back to these quarterly meetings,
9 that's where you go over any new policies?

10 A. Uh-huh.

11 Q. Is that a "yes"?

12 A. Yes, I'm sorry.

13 Q. Was there information that you were
14 required to collect and maintain to provide to
15 Verda?

16 A. No.

17 Q. Did you have to keep track of how many
18 sick calls, how many new medications --

19 A. There was a log sheet that I would do.

20 Q. Do you know, what was the name? Did it
21 have a name?

22 A. No, not that I recall.

23 Q. What information did you have to log on
24 that sheet?

25 A. I would log like how many inmates I seen

1 that day; how many TB tests; if there was any
2 pregnancy tests. I don't recall all of the
3 things.

4 Q. Did you have to monitor like chronic
5 clinics?

6 A. That was part of the sick call thing.

7 Q. Okay. So let's break down the sick call.
8 What was on the sick call?

9 A. Sick call would be if an inmate put in a
10 request to see the nurse, and then I would see
11 them for whatever their issue was.

12 Q. And how was that separate from the chronic
13 clinics?

14 A. Chronic is more of a long-term condition,
15 something that we're monitoring every time I'm
16 there.

17 Q. Do you know which conditions were
18 monitored as chronic at the Shelby County Jail?

19 A. I do not.

20 Q. So what you would have to document would
21 be the number of sick call slips that you received
22 in what, that week perior or month?

23 A. Just from the last time I was there.

24 Q. So each week you go in there you would say
25 "Since I was here last Thursday to this day I've

1 gotten five sick calls"?

2 A. Correct.

3 Q. Did you have to save those slips?

4 A. Yes.

5 Q. Okay, where would those go?

6 A. They went into their folders in my file
7 cabinet.

8 Q. Did you have a separate medical file for
9 all of the detainees?

10 A. For each inmate?

11 MR. MEYER: Correct.

12 A. Yes.

13 Q. Okay. Other than the sick call slips what
14 other materials were contained in that inmate
15 file?

16 A. If they were getting medication their MAR
17 would be in there; the physical assessment I do
18 whenever I see them would be in there; their sick
19 calls; if there was any documentation we got from
20 a pharmacy or their personal physician I would put
21 in there.

22 Q. And then on the sick call, would you have
23 to fill out A portion of that after you saw that
24 particular patient?

25 A. On the bottom of the form there was a spot

1 for me to sign that I seen them.

2 Q. And I think you said you did your

3 physical assessments?

4 A. Correct.

5 Q. And describe the physical assessment.

6 A. I sit down with each detainee, go over

7 their medical history; ask them, you know,

8 specific questions pertaining to their health; get

9 their vital signs; ask if there was any concerns;

10 if they had any medication that they take daily,

11 if they did we reviewed the medication.

12 Q. And that physical assessment, would that

13 be for any new detainees from the time you were

14 there last?

15 A. Correct.

16 Q. So, again, for the example, you got there

17 on a Thursday last week, and you're going to be

18 there Thursday the following week, if there's five

19 new people you would have to see all five of them?

20 A. As long as they are still detained, yes.

21 We had 14 days to see them.

22 Q. And that's the one that, that's mandated

23 by state statute, correct, the 14 days?

24 A. That was ACH policy.

25 Q. Do you know if that was mandated by the

1 Illinois Jail Detention Standards?

2 A. I do not.

3 Q. Would you have to review the intakes that
4 were performed by the correctional officers?

5 A. Their assessments?

6 MR. MEYER: Correct.

7 A. No.

8 Q. Have you ever seen one of those when an
9 inmate is booked in there's a series of questions
10 they are asked?

11 A. Briefly if I had a question with something
12 the detainee had told me.

13 Q. So would that be, typically, printed out
14 by the CO's and put into that inmate's medical
15 file?

16 A. No.

17 Q. So unless you specifically asked to see it
18 you would not have access to it?

19 A. Correct.

20 Q. During the time you worked at the jail
21 were the medical files digital or paper?

22 A. Paper.

23 Q. Was there any computer software that you
24 did utilize when you worked at ACH?

25 A. As far as the health part?

1 MR. MEYER: Related to healthcare.

2 A. Toward the end of my time there they had
3 switched the paper form of what I would log, like
4 sick calls and all of that, to a computer program.

5 Q. So that at the end of that day you would
6 go and just, it would have a box for sick calls
7 you could type "5" or --

8 A. Correct.

9 Q. -- new medications?

10 A. It would indicate like different specific
11 things they wanted like sick calls; TB tests;
12 pregnancy tests; and I would enter how many I had
13 done that day.

14 Q. Got it. Okay, so at some point during
15 that general period it switched from you
16 physically writing down to just entering it into
17 the computer?

18 A. Correct.

19 Q. Do you know, was that like on an Excel
20 spreadsheet, a Word document or actual software?

21 A. It was a software. It was part of the
22 ACH --

23 Q. And would you have to like log into ACH's
24 website to access that?

25 A. There was a website. I don't know that it

1 was specifically an ACH.

2 Q. Did you have your own unique log-in ID?

3 A. Correct.

4 Q. Do you recall what it was?

5 A. No.

6 Q. But when you did a sick call that was
7 still paper form, correct?

8 A. As far as my assessment?

9 MR. MEYER: Uh-huh.

10 A. Correct.

11 Q. And when you did your SOAP notes that was
12 all paper?

13 A. Correct.

14 Q. Did you have access to the software that
15 the correctional officers used to do their in-take
16 assessment?

17 A. No.

18 Q. Okay. During that two and a half year
19 period of time there was a time that you did ask
20 to see the correctional officer's in-take?

21 A. Yes.

22 Q. What did you do? Who did you talk to?
23 How did you get it?

24 A. Just one of the COs. If something arose
25 in a conversation I had with one of the detainees

1 I would want to see if "Did they report that to
2 you guys as well"? So that they were aware.

3 Q. And could they print that out and give it
4 to you?

5 A. They did not.

6 Q. Okay. What, would they just go look on
7 their in-take?

8 A. Correct.

9 Q. When I asked you about the digital you
10 specified healthcare. So the only real digital
11 healthcare was when they switched for the
12 tracking?

13 A. Correct.

14 Q. But prior to that was there any other
15 software that you utilized when you worked at the
16 jail?

17 A. No.

18 Q. Going back to the quarterly meetings: Did
19 you get a document at the end of the quarterly
20 meetings that summarized your discussions with
21 Verda?

22 A. I had to sign a sheet with her.

23 Q. And other than those CQI meetings were
24 there any other regular scheduled meetings with
25 any supervisors at ACH?

1 A. No.

2 Q. Other than the interview that you did at
3 the jail and the meetings with Verda, did you meet
4 with any other employees of ACH?

5 A. No.

6 Q. Did you speak with any other employees of
7 ACH other than Verda or that initial interviewer?

8 A. If Verda wasn't going to be available they
9 would specify who I would contact in need.

10 Q. And other than that initial on-boarding or
11 orientation during your two and a half years did
12 you have any additional training that was put on
13 by ACH?

14 A. If it was required training it would be
15 sent to me through the app.

16 Q. As you sit here today do you recall any
17 required training that was sent to you by ACH
18 through the app?

19 A. I know there was some. I don't recall the
20 names.

21 Q. When you did -- so would it be like an
22 on-line course you would do?

23 A. Yes.

24 Q. At the end of it did you have to answer a
25 series of questions or --

1 A. I don't recall.

2 Q. What you -- would you have to watch just
3 initial "Hey, I did it", or how did you --

4 A. I know some were like demonstrations, some
5 you had to read.

6 Q. Were you ever e-mailed any literature or
7 studies from ACH in regard to correctional
8 healthcare?

9 A. Not that I recall.

10 Q. Again, I know you said you discussed the
11 new policies at those CQI meetings, if there were
12 changes in policies, you know, two weeks out would
13 you get e-mailed "Hey, here's a new policy. We
14 can talk about it at our next scheduled CQI
15 meeting"?

16 A. I don't recall any of those.

17 Q. And were you on-call as the RN?

18 A. No, I worked my four hours.

19 Q. And were there times that you would stay
20 later, like if you came in and there was eight
21 people on sick call that was going to take longer
22 than four hours would you stay longer?

23 A. Yes.

24 Q. How were you compensated for that?

25 A. I stayed clocked in.

1 Q. Okay. Do you know if the county had to
2 pick up any hours that were beyond the four hours
3 per week?

4 A. I do not know.

5 Q. If you worked more than, let's say you
6 worked six hours in one of the weeks, would that
7 paycheck still all come from ACH?

8 A. Yes.

9 Q. As the RN do you have any responsibilities
10 on ordering supplies for the jail?

11 A. With Daine.

12 Q. Tell me about that.

13 A. I would let her know what supplies I was
14 low on and she would order them for me.

15 Q. So you did not have to contact ACH for any
16 supplies?

17 A. No.

18 Q. Other than, I guess, the policies and then
19 that, keeping track of what you had done for that
20 quarter, do you recall any other topics that were
21 routinely discussed in the CQI meetings with
22 Verda?

23 A. No.

24 Q. Did you have to keep track of inmates that
25 were sent to off-site medical care?

1 A. In my weekly reports I, if I knew of
2 someone that had been sent I would report that on
3 there.

4 Q. How did you keep track of that?

5 A. It was on that website.

6 Q. So if during the week someone had been
7 sent to an outside facility you would have to
8 document that?

9 A. If I had seen the inmate.

10 Q. So if you had seen them at a sick call and
11 you thought they needed to go to outside care you
12 had to document it?

13 A. I had to document on that website that we
14 sent them and what reason.

15 Q. And if an inmate was sent at 11:00 at
16 night would you select, record that anywhere?

17 A. If I had seen the inmate like previously
18 in my health assessment, knew that they were sent
19 out, yes.

20 Q. So if an inmate came in, you know, was
21 seen, again, you worked Thursday and they get
22 booked in on a Saturday and they get sent out on a
23 Monday, but you don't come back in until the
24 following Wednesday --

25 A. Correct.

1 Q. -- would you have to document that?

2 A. No.

3 Q. Since you had not seen them yet?

4 A. Correct.

5 Q. So only if you had previously done that
6 assessment and they were sent out at a later
7 period of time you would have to document that?

8 A. Correct.

9 Q. Did you have the responsibility of
10 acquiring medical records from off-site
11 facilities?

12 A. Typically they were sent back with them.

13 Q. And, again, if it's a patient that may
14 have been sent when you weren't there, but when
15 you come in for your next weekly scheduled
16 appointment and they are there would you review
17 those records?

18 A. Yes.

19 Q. When you reviewed those records how did
20 you have to, do you log them in any certain way,
21 initial them?

22 A. No, they just went in their folder after I
23 reviewed them.

24 Q. Would you make a Progress Note?

25 A. No.

1 Q. Again, I think you said during those
2 assessments you kind of asked some background
3 medical history of the patients.

4 A. Uh-huh.

5 Q. If they had indicated they had a regular
6 doctor or they, you know, currently had ongoing
7 treatment, would you obtain those records?

8 A. I would contact the nurse for the doctor
9 to verify.

10 Q. Had you ever had a patient sign a Medical
11 Release and fax over to get records from that
12 particular treater?

13 A. No.

14 Q. So if they told you "Hey, my regular
15 doctor is so and so at Sarah Bush", you could just
16 contact that nurse to confirm that?

17 A. The only time I would contact them is if I
18 needed to get confirmation on medication.

19 Q. Okay. Yeah, let's talk about that. So if
20 a patient came in and says "Hey, I take
21 Lisinopril" --

22 A. Uh-huh.

23 Q. -- how would you, what would you do in
24 that scenario?

25 A. Typically if they had the bottle with them

1 then we would contact the pharmacy just to verify.

2 Q. And if they say "Yeah, he's got an active
3 script for this", how would that be administered
4 to them?

5 A. They could use their supply. We would
6 have to call Jackie or the physician on-call to
7 make sure that it was okay, and then put it on the
8 MAR for administration.

9 Q. So if an inmate came in and they have
10 their medication with them, you call, you verify
11 that "Yeah, they do have an active script for that
12 particular medication" --

13 A. Uh-huh.

14 Q. -- you would then have to call the
15 practitioner?

16 A. Correct.

17 Q. To say is it okay if we provide that?

18 A. The jail practitioner, yes.

19 Q. And it would be the jail practitioner that
20 said "Yes, they can take that medication" or "No,
21 they cannot"?

22 A. Correct.

23 Q. And would that be related to the
24 practitioner, you know, the quantity that they
25 take, the time that they take it?

1 A. I'm not sure what you're meaning.

2 Q. So if the bottle says "Take 3 pills every
3 four hours", would that be how they take it in the
4 jail?

5 A. If the jail physician said "yes".

6 Q. When you worked at the jail were you aware
7 of like med pass?

8 A. I knew that they, the Cos did it.

9 Q. And it occurred twice a day?

10 A. It depended on when the medications were
11 ordered.

12 Q. Okay. Did you have any involvement in med
13 pass?

14 A. No.

15 Q. Did you train any of the COs on med pass?

16 A. No.

17 Q. When you did work at ACH were there times
18 when you're doing your assessment that you
19 actually called the practitioner and say "Hey, I
20 have a patient here and this is their medications"
21 and say how they take it?

22 A. To get verification, yes.

23 Q. Was there ever times that that medication
24 was denied?

25 A. Yes.

1 Q. Did you have any say in whether or not the
2 medication was denied or approved?

3 A. No.

4 Q. Were there times that the medication was
5 provided, but it was given, you know, twice a day
6 versus four times, or whatever the bottle said it
7 should be prescribed?

8 A. I don't recall.

9 Q. And, again, when you worked at the jail
10 for ACH how often did the practitioner come to the
11 jail?

12 A. Once a month.

13 Q. Would you schedule the same day?

14 A. She would let me know when.

15 Q. Routinely would you try to schedule the
16 same --

17 A. I did not have to be there, no.

18 Q. Okay. And how were you made aware of the
19 practitioner's schedule?

20 A. She would let me know in a conversation.

21 Q. Okay. So at most a patient could see the
22 jail practitioner once a month?

23 A. Correct.

24 Q. And then at most they could see a nurse
25 once a week?

1 A. Correct.

2 Q. And was -- do you know whether or not, I
3 know you said it was mandatory you had to do your
4 nurse assessment within 14 days, correct?

5 A. Uh-huh.

6 MR. MEYER: Is that a "yes"?

7 A. Yes, I'm sorry.

8 Q. Do you know if there was a set time that
9 the inmate had to see the practitioner?

10 A. I do not.

11 Q. As an RN did you have the responsibility
12 to diagnose patients?

13 A. That's out of my scope.

14 Q. Same question: Could you prescribe
15 medications?

16 A. No.

17 Q. And you said at some point is when Jackie
18 Clayton became the practitioner?

19 A. Correct.

20 Q. Do you know if it was Hughes Lochard
21 prior? Does that sound familiar?

22 A. That sounds familiar.

23 Q. Do you ever recall meeting the prior
24 practitioner?

25 A. No.

1 Q. And on the times that you, you know,
2 weren't able to make your weekly visit did you
3 have the responsibility to find someone to cover
4 your shift?

5 A. No.

6 Q. Do you know whose responsibility that was?

7 A. I informed Verda.

8 Q. Okay. I think you told me that there were
9 times that you would get like some notification if
10 there was some additional training that you would
11 receive through ACH.

12 A. Correct.

13 Q. Other than that meeting with Verda did you
14 ever meet with nurses that worked in other county
15 jails that worked for ACH?

16 A. No.

17 Q. On that e-mail real quick: Do you know if
18 that was a county run e-mail or if it was ACH?

19 A. The one that I sent out my information?

20 MR. MEYER: Yes.

21 A. It was the county.

22 Q. Okay. Did you ever utilize your personal
23 e-mail to send messages to Verda or to --

24 A. She had sent me like notifications for
25 like training stuff.

1 Q. That came to your personal e-mail?

2 A. Correct.

3 Q. I think we kind of talked about this in
4 the beginning, but did you ever see your, I guess,
5 pay stub from ACH for your work time?

6 A. On the app. I could look at the pay stub,
7 yeah.

8 Q. And as the nurse at the jail did you ever
9 have the responsibilities to deal with medical
10 grievances, inmate grievances?

11 A. I would get forms of them, but typically
12 those went to Daine.

13 Q. So if the detainee or patient was
14 complaining of a medical issue did you have to
15 write a response to that?

16 A. Daine would talk to me about it to find
17 out what the issue was.

18 Q. Did you ever have to sign off on it?

19 A. I don't recall.

20 Q. And during your two and a half years
21 working at the jail did you ever perform any
22 training for any correctional officers?

23 A. As far as?

24 MR. MEYER: Any type of training.

25 A. I would educate them on things that, if I

1 seen something, you know, that they needed to
2 learn about or --

3 Q. Well, were you ever given an instruction
4 that you were going to teach them how to use the
5 blood pressure machine or the pulse ox?

6 A. No.

7 Q. Or how to administer medication?

8 A. No.

9 Q. Did you, I think I asked you this: But
10 you never conducted the med pass?

11 A. No.

12 Q. But you would take vitals?

13 A. Correct.

14 Q. Did you take vitals every time you saw a
15 detainee?

16 A. For their physical assessment or a sick
17 call.

18 Q. So if they were booked in during that
19 period of time that you were still there you would
20 have to take their vitals, correct?

21 A. Yes, if they were still there, yes.

22 Q. Still there. And if, during that period
23 of time you come in Thursday and they put
24 themselves in to come see you Thursday, you do the
25 vitals when you first saw them?

1 A. Correct.

2 Q. Do you know whether or not the
3 correctional officers took patients' vitals?

4 A. I do not know.

5 Q. How would you get the list of individuals
6 that you see for that sick call for that scheduled
7 hour?

8 A. For the sick call or just in general who I
9 had to see?

10 MR. MEYER: Let's do sick call first.

11 A. Okay, sick call, the inmate would fill out
12 a form and they would put it, the COs would put it
13 in my box and then that's who I knew I had to see.

14 Q. Okay. So you would clean out the box, you
15 would come in next week, your box says "These
16 requested"?

17 A. Correct.

18 Q. And that's how you would know who to see?

19 A. Correct.

20 Q. How would you schedule to see them?

21 A. I would, in my four hours, or if I had to
22 stay longer I would see the people that were on
23 sick call as well as any new detainees.

24 Q. Okay. Take inmates that reached out to
25 the COs, like "Hey, I need John Smith from" --

1 A. Correct.

2 Q. And then how would you know about the new
3 detainees?

4 A. I would ask them for a list from, if I was
5 there, like you said, the last Thursday and I was
6 coming in on this Thursday, I would ask for a list
7 from Thursday to Thursday.

8 Q. And whether you did your assessment or
9 sick call, where were those performed?

10 A. In the, I think it was Counsel Room.

11 Q. So there wasn't like its own infirmary or
12 med room?

13 A. No.

14 Q. When you did, so would there be a medical
15 file generated for that particular patient?

16 A. Upon first assessment?

17 MR. MEYER: Correct.

18 A. I would fill out a folder for them so that
19 I could do my assessments.

20 Q. And if they had been in there, you've
21 already done your assessment, they are there for
22 sick call you would already have that folder?

23 A. Correct.

24 Q. If they had then booked into that jail
25 prior, you know, earlier in the year or the year

1 before, would you have access to that?

2 A. If I had seen them, is that what you're
3 indicating?

4 Q. No. Let's go, you know, so today is the
5 26th.

6 A. Okay.

7 Q. You go to the jail tomorrow there is an
8 individual that is on the sick call.

9 A. Okay.

10 Q. And they had been booked in the jail
11 in February of this year, they got out in March,
12 they got booked again in June, they got out in
13 August, and now they are back in October.

14 A. Okay.

15 Q. So they picked up three new cases --

16 A. Okay.

17 Q. -- would you have access to their
18 assessment from that?

19 A. It would all be in their folder if I had
20 seen them.

21 Q. So when a detainee bonds out or leaves
22 where does that folder go?

23 A. It stays in my medical filing cabinet.

24 Q. Okay. So when you see a patient puts on a
25 sick call, you see their name, you go in your

1 cabinet, you can look for that name?

2 A. Yes.

3 Q. And is it done by name or by booking
4 number?

5 A. Name.

6 Q. Were there times that, you know, there
7 would be an assessment, you know, a prior nurse,
8 but it had been five years ago when they were
9 booked into that jail?

10 A. I was the first nurse for the program
11 there.

12 Q. Okay. So prior to you there was no nurses
13 at the jail?

14 A. No.

15 Q. So whoever the nurse is now could go and
16 pull a file of an individual and find your initial
17 assessment?

18 A. Correct.

19 Q. Okay. So prior to you working at the jail
20 what was your understanding as how healthcare was
21 provided at the jail?

22 A. It was the assessments of the inmates,
23 reviewing their medications, speaking with
24 physicians, just basic healthcare for them.

25 Q. Do you know who did that prior to, you

1 said you were the first nurse. Do you know who --

2 A. I know at one point they had mentioned
3 that, I think it was Shelby County Community
4 Services, I think is who it was, would come in and
5 do the TB tests.

6 Q. Do you know prior to you doing that
7 whether they had 14 day assessments --

8 A. I do not.

9 Q. -- had access to sick call?

10 A. I do not.

11 MR. MEYER: Okay --

12 (At this point the Court Reporter marked
13 for purposes of identification Deposition Exhibit
14 #1, after which the following proceedings were
15 conducted:)

16 MR. MEYER: All right, Miss Adams, we have placed
17 in front of you what was been marked Exhibit #1.
18 Do you see Exhibit #1 in front of you?

19 A. Correct.

20 Q. Okay, it's called a Job Competency
21 Evaluation?

22 A. Yes.

23 Q. It's three pages here, Bates stamped ACH34
24 through ACH36, correct?

25 A. Correct.

1 Q. It looks like that's your signature on the
2 third page?

3 A. Correct.

4 Q. December of '20, correct?

5 A. Correct.

6 Q. Do you know how much longer you worked
7 after December of '20?

8 A. Until July of that following year.

9 Q. '21?

10 A. Uh-huh.

11 MR. MEYER: Is that a "yes"?

12 A. Yes.

13 Q. And this evaluation, was that something
14 that was done yearly, quarterly?

15 A. I don't recall, honestly.

16 Q. Okay. And, again, this looks like it was
17 done by Verda Stutzman?

18 MR. VAYR: Stutzman.

19 MR. JENNETTEN: Stutzman.

20 MR. MEYER: Stutzman.

21 That's the same Verda we've been talking
22 about, correct?

23 A. Correct.

24 Q. And that was your supervisor?

25 A. Correct.

1 Q. Do you recall when you did this evaluation
2 with her?

3 A. I don't recall the exact moment.

4 Q. And then it looks like there is just a
5 series of tasks that the two of you went through?

6 A. Correct.

7 MR. MEYER: Okay --

8 (At this point the Court Reporter marked
9 for purposes of identification Deposition Exhibit
10 #2, after which the following proceedings were
11 conducted:)

12 MR. MEYER: Will you, please, turn to what we have
13 marked as Exhibit #2. This is Bates stamped ACH37
14 through ACH39. Do you have that document in front
15 of you?

16 A. Yes.

17 Q. And this is the Orientation Checklist for
18 Medical Staff, do you see that?

19 A. Correct.

20 Q. And then it lists "ACH Employee: Yes;
21 Site: Shelby, Illinois", correct?

22 A. Yes.

23 Q. It has the date, it looks like all of
24 these checklists are all November 6th of '18,
25 correct?

1 A. Correct.

2 Q. Then it has "Employee Initials". Are
3 those your initials?

4 A. Yes.

5 Q. And it has "Trainer Initials" and it looks
6 like it's a "C" "E".

7 A. It appears to be.

8 Q. And if you look on the third page it has
9 "Trainer Signature" and it looks like, I can't
10 read the name. Do you know who that is?

11 A. I do not.

12 Q. Do you know if this Orientation Checklist
13 is what you were telling me about earlier where
14 you and some COs sat down and did orientation?

15 A. Correct.

16 Q. And did that occur at the jail?

17 A. Yes.

18 Q. I just want to kind of go through some of
19 these topics here. So the first kind of bold
20 topic it says "New Employee Review". Do you see
21 that section?

22 A. Correct, yes.

23 Q. And it lists a series of subsections
24 underneath there.

25 A. Yes.

1 Q. Do you know if each one of these topics
2 had its own like slide show or hand-out, if you
3 recall?

4 A. I do not recall.

5 Q. If we go five down there's one called
6 "Proper Approach to the Inmate". Do you see that?

7 A. Yes.

8 Q. Do you recall what was reviewed or what
9 the orientation was of Proper approach to the
10 inmate?

11 A. I do not.

12 Q. If we go down three from there it says
13 "Principles of ACH". Do you see that?

14 A. Yes.

15 Q. Do you recall, again, what was covered
16 during the orientation on the Principles of ACH?

17 A. I do not.

18 Q. And after that orientation were you given
19 any like stuff to take home that you could
20 reference?

21 A. I don't recall.

22 Q. Okay. And the next kind of bold section
23 it says: "If an ACH Employee" and then there is a
24 series of subcategories, correct?

25 A. Yes.

1 Q. Do you see the one that says "ACH
2 Website"?

3 A. Yes.

4 Q. Okay. Is that the one where you would log
5 in to track your time?

6 A. As far as I recall, yes.

7 Q. And then the next "Jail Policies and
8 Procedures", it says the "Jail Medical Policies
9 and Procedures", and says "Jail's Security
10 Policies Pertinent to Medical Staff". Do you see
11 that?

12 A. Yes.

13 Q. When it talks about the "Jail's Medical
14 Policies and Procedures" do you know if that is
15 referencing Shelby County's policies or ACH's?

16 A. I do not know.

17 Q. And, again, the same question for the
18 "Jail's Security", do you know if ACH had its own
19 separate security policies specific to each site
20 they had a contract with?

21 A. I don't recall.

22 Q. And the next "Jail Medical Protocols". Do
23 you see that?

24 A. Yes.

25 Q. Do you recall the Medical Protocols?

1 A. As the jail's policies?

2 MR. MEYER: Yeah, when it says "Jail Medical

3 Protocols" what does that mean?

4 A. I'm not sure.

5 Q. Do you recall there being a book that had

6 an index of a series of protocols?

7 A. The book that I referenced to you earlier

8 as far as, was the big book that had the

9 print-outs in it.

10 Q. Was that an ACH book or county book?

11 A. I believe both.

12 Q. And is that the one where it had a series

13 of assignments and then a corresponding --

14 A. Protocol.

15 Q. -- protocol?

16 A. Yes.

17 Q. Did you receive training on how to use

18 that?

19 A. I had copies so that I could, you know,

20 refresh theirs as well.

21 Q. What do you mean "refresh theirs"?

22 A. I had like a master copy book.

23 Q. And who provided you the master copy book?

24 A. ACH.

25 Q. And when you said you could "refresh

1 theirs" --

2 A. If there was something new that had

3 changed from one of the previous.

4 Q. Got it!

5 So was it actually just like a binder that

6 you brought --

7 A. It was left at the jail in the filing

8 cabinet.

9 Q. Was there one available to the

10 correctional officers?

11 A. Yes.

12 Q. Did you train them on how to utilize those

13 protocols?

14 A. No.

15 Q. Do you know if they received training?

16 A. I do not.

17 Q. Did you receive training as to how to

18 utilize those protocols?

19 A. I was shown the book.

20 Q. Who showed you the book?

21 A. I don't recall who it was that showed me.

22 Q. Was it an ACH employee or a county

23 employee?

24 A. It was ACH.

25 Q. What was your understanding as to how one

1 was to utilize that book?

2 A. If there was a specific ailment that was
3 like a reference guide for them if there was not a
4 nurse available.

5 Q. Got it. So it was your understanding that
6 if a detainee said "Hey, I've got a stomachache",
7 they could go to that book, look up stomachache,
8 go to the corresponding protocol and follow that
9 series of steps?

10 A. Yes.

11 Q. Okay. When you were on a sick call and a
12 patient came in and said "Nurse Adams, I've got a
13 stomachache" would you then go to that book and
14 have to follow those series of steps?

15 A. Typically I did my assessment, took their
16 vitals and I would call the physician.

17 Q. Okay.

18 But do you recall whether or not you had
19 to go through the series of steps?

20 A. That was more of a reference guide for the
21 COs.

22 Q. So if a patient came in to you and they
23 had that ailment on a sick call was there
24 typically that page printed out by a CO that
25 documented their objective -- their findings when

1 they talked to the patient, if you understand the
2 question?

3 A. I'm not quite sure what you're meaning.

4 MR. MEYER: Sure. So an inmate writes out a sick
5 call, "I have a stomachache". The guard goes to
6 the book, pulls up the protocol and puts in his
7 name and then, you know, "How long have you had
8 the stomachache?" All the series of questions.
9 Would that usually accompany that sick call to
10 you?

11 A. Yes.

12 MR. JENNETTEN: I'll object to the question. It
13 conflicting the sick calls and the illness
14 reports.

15 MR. MEYER: Sure.

16 MR. JENNETTEN: Different process.

17 MR. MEYER: Sure. So, yeah, is there a different
18 process between the sick call and illness report,
19 or would they usually be --

20 A. Are you meaning like if the sick call
21 occurred and the nurse wasn't there they had to
22 address the issue, is what you are saying?

23 MR. MEYER: Right. If an inmate at 11:00 at night
24 is saying he's got a stomachache --

25 A. Okay.

1 Q. -- the COs can go to that policy book,
2 correct?

3 A. If it was an urgent issue they could do
4 the form that you were discussing.

5 Q. Okay. And what, when they completed that
6 form where would that go?

7 A. I would get the form.

8 Q. So they would put it in your box?

9 A. Correct.

10 Q. And would that sometimes be attached to
11 their sick call?

12 A. Not necessarily attached, it would be in
13 there. I would put everything where it needed to
14 go.

15 Q. And regardless if they actually put in a
16 sick call slip or that form was put in there, you
17 would then see that person if they were there?

18 A. Correct.

19 Q. After you, then you could review that
20 print-out from the guards, correct?

21 A. Correct.

22 Q. Where would that go once you were done and
23 you did your assessment?

24 A. In their folder.

25 Q. And going back to Exhibit #2, this

1 Orientation, do you recall going through that
2 process at orientation and where it is, and how
3 the index works?

4 A. I don't recall.

5 Q. And the next section here it's called
6 "Medical Documentation", correct?

7 A. Yes.

8 Q. And it has Electronic Medical Records (if
9 applicable) and that was not at Shelby, correct?

10 A. Correct.

11 Q. And then it has "Medical History and
12 Health Appraisal". Is that what you were
13 discussing --

14 A. The physical assessment, yes.

15 Q. And we have "Narrative Progress Note".
16 What's a Narrative Progress Note?

17 A. If need be I would put in a progress note
18 if there was a medical condition that needed to
19 be, you know, observed or just kind of
20 documentation.

21 Q. Would that be a separate piece of paper?

22 A. Correct.

23 Q. And then we have "Medical Progress Note".
24 What's the difference between a Narrative Progress
25 Note and a Medical Progress Note?

1 A. I'm not sure.

2 Q. And, again, do you know if there was
3 specific forms if it was hypertension or diabetes,
4 they have their own printed form?

5 A. I don't recall.

6 Q. And then "Dental Progress Note". Did you
7 have any involvement with dental?

8 A. No.

9 Q. And then we have "Proper SOAP Note
10 Technique", correct?

11 A. Correct.

12 Q. Is that just how you're supposed to
13 document the subjective or objective?

14 A. That's pretty much the physician's
15 information right there.

16 Q. But as a nurse would you have to do SOAP
17 notes?

18 A. Not broken down like that, that's what my
19 physical assessment would do in my Progress Notes.

20 Q. And the physical assessment, was that a
21 pre-printed form that you would fill in?

22 A. Correct.

23 Q. But then the Progress Notes would be you
24 kind of writing a short narrative?

25 A. Correct.

1 Q. And then we have "AIMS Testing Form". Do
2 you see that?

3 A. Yes.

4 Q. What is that?

5 A. I don't recall.

6 Q. And then we have "Pain Assessment Form".
7 Do you recall what that was?

8 A. That was included in the, what would be
9 the medical history, and health appraisal.

10 Q. And that's just asking about rating your
11 pain?

12 A. Yes.

13 Q. Was there a separate form for it or was it
14 just part of it?

15 A. I don't recall.

16 Q. And then "Physical Assessment Form". Is
17 that the same as the Medical History/Health?
18 Appraisal?

19 A. Yes.

20 Q. And then we have "Medical Problem List",
21 correct?

22 A. Yes.

23 Q. Did you ever create a Medical Problem
24 List?

25 A. No.

1 Q. Do you know if, had you ever seen one in a
2 file that was a piece of paper that listed, you
3 know, "Inmate Smith has high blood pressure,
4 diabetes" --

5 A. No.

6 Q. Okay. And then we have "Education Sheets
7 for Patients". Do you know what that is in
8 reference to?

9 A. That was another binder that we could give
10 them information if they had a stomach issue like
11 you had said.

12 Q. Like when would you to the doctor they
13 have those little pamphlets --

14 A. Uh-huh.

15 Q. -- that you can, that has just
16 information about --

17 A. Patient education, yes.

18 Q. Do you know what specific ailments that
19 these educational packets were for?

20 A. I do not recall.

21 Q. Where were those kept in the jail?

22 A. It was in a binder.

23 Q. And then we have "Refusal of Treatment
24 Form", correct?

25 A. Correct.

1 Q. What is that?

2 A. If a detainee refuses any kind of
3 treatment as far as medication, to have blood
4 sugar checked, blood pressures, any kind of
5 refusal of medical treatment.

6 Q. And that had to be documented?

7 A. Correct.

8 Q. And for like blood pressure, if they want,
9 they come to see you and they didn't want you to
10 take their vitals you would have to document that?

11 A. Correct.

12 Q. The patient would have to sign that?

13 A. Correct.

14 Q. And if they refuse you would have to do
15 what, have a CO sign it?

16 A. I would have a CO sign it with me, yes.

17 Q. And, again, if they are getting blood
18 pressure medication and they refuse it, that needs
19 to be documented as well?

20 A. Yes.

21 Q. And, again, they have to sign the refusal
22 form?

23 A. Yes.

24 Q. Is that also documented on the MARs?

25 A. Yes.

1 Q. Can you document it on MARs and have to do
2 the refusal form?

3 A. Both.

4 Q. Okay. And the "Dental Screen", I'm
5 assuming you did not conduct that?

6 A. No.

7 Q. And then "Release of Information Forms",
8 are those just HIPAAs to get medication, or
9 records?

10 A. I don't recall.

11 Q. Okay. And then we have "Release of
12 Information Log". Do you know what that is?

13 A. I do not.

14 Q. And then "TB Testing Log", that was a
15 different form?

16 A. Correct.

17 Q. And you had to conduct a TB test at each
18 assessment?

19 A. On their initial physical assessment.

20 Q. Do you know if the guards would conduct a
21 TB test?

22 A. They did not administer the TB.

23 Q. And then it says "Technique for
24 Administering/Reading a TB Test". Do you know
25 what that is referencing?

1 A. I do not.

2 Q. Go to the next page here. Just at the top
3 it says, on both it says "Not: Pre and post tests
4 do not need to be submitted to ACH". Do you see
5 that?

6 A. Uh-huh, yes.

7 Q. Do you recall whether you had to do a test
8 before you got the orientation and then one after?

9 A. I was, I'm not sure what you mean.

10 Q. Do you know if there was like a multiple
11 choice test and then you had to answer it and then
12 you sat through the orientation and then --

13 A. Oh, no, I do not recall.

14 Q. And the "Restraint Checklist", do you know
15 if that was restraint to chair with cuffs?

16 A. I do not recall.

17 Q. Now we have to skip a couple here, but we
18 have the "Grievance Process and Tracking". Did
19 you have to keep track of grievances?

20 A. Medical grievances went to Daine.

21 Q. Did you have to track them for the QI
22 meetings with --

23 A. I would put that on the website or the
24 form, whichever was applicable.

25 Q. So like you said, if you had six sick

1 calls you could say there was three medical
2 grievances in that --

3 A. Yes, correct.

4 Q. -- time period?

5 A. Correct.

6 Q. And then we have "5 Stack System for
7 Charts". Do you know what that is?

8 A. I do not recall.

9 Q. And then we have "5 Sickest Patient
10 Charts". Do you know what that is referencing?

11 A. I do not.

12 Q. And the next kind of sub-topic we have
13 "Sick Call Review". It talks about the "Sick Call
14 Process and Form Review", correct?

15 A. Correct.

16 Q. And the Sick Call Slips, those are
17 pre-printed forms?

18 A. Correct.

19 Q. Did you distribute those to the detainees
20 or the did the COs?

21 A. COs.

22 Q. Do you know if there was a co-pay when you
23 worked in the jail?

24 A. I do not know.

25 Q. And then there is a "Practitioner Sick

1 Call". Was that a separate form?

2 A. I never seen that.

3 Q. Okay. And then it talks about the triage
4 for the sick call, is that a different process you
5 would do?

6 A. Triage just indicates like me seeing the
7 patient, assessing them.

8 Q. Okay. Would it be a different assessment
9 if it was a sick call versus your initial
10 healthcare assessment?

11 A. A sick call is more focused on what their
12 need is.

13 Q. The next kind of topic is "Chronic Clinic
14 Procedure", correct?

15 A. Yes.

16 Q. And it talks about the log, scheduling and
17 labs?

18 A. Correct.

19 Q. And when you worked at the jail were there
20 labs that you routinely drew?

21 A. Not routinely.

22 Q. What labs did you draw?

23 A. It depended on which the doctor ordered.

24 Q. Okay, so if a detainee comes in and they
25 said they have high cholesterol would you have to

1 do blood draws for that?

2 A. If the doctor ordered it.

3 Q. Okay. So only if the doctor gave that
4 order?

5 A. Correct.

6 Q. The next bold is the "Continuous Quality
7 Improvement", correct?

8 A. Correct.

9 Q. And then it talks about that Monthly Data
10 Collection Procedure?

11 A. Correct.

12 Q. Is that what we've been discussing where
13 you had to mark on the website sick calls,
14 grievances?

15 A. The Monthly Data Collection?

16 MR. MEYER: Correct.

17 A. Correct.

18 Q. And this "CQI Form/Process" what is that?

19 A. That would be, I'm not 100 percent on that
20 one.

21 Q. How about "Action Item Review"?

22 A. I do not know.

23 Q. And then it has two outcome studies, one
24 for Diabetic and one for Hypertension. Do you
25 know what the orientation was regarding those

1 topics?

2 A. I don't.

3 Q. The next section is "Testing On-Site". It
4 talks about the proper technique, forms, order the
5 following on-site diagnostics, correct?

6 A. Correct.

7 Q. And then it lists seven different on-site
8 tests?

9 A. Correct.

10 Q. Did you routinely perform these tests?

11 A. Not routinely.

12 Q. Were there any that you wouldn't perform?

13 A. I could check the pulse-ox; I could do
14 their blood pressures; thermometer; blood glucose
15 peak flow.

16 Q. What's peak flow?

17 A. Peak flow is more for your COPD patients.

18 Q. So was there a dipstick testing?

19 A. If it was ordered.

20 Q. So the pulse ox, was that just the thing
21 that attaches to your finger?

22 A. Correct.

23 Q. And then the blood pressure cuff, is that
24 just like kind of a digital one?

25 A. They had a digital one, yes.

1 Q. Do you know who would take vitals of
2 individuals if a nurse was not on-site?

3 A. COs.

4 Q. Do you know how they were educated on how
5 to do that?

6 A. They were trained as far as I know. I
7 personally did not.

8 Q. Were you a part of that training?

9 A. No.

10 Q. And the next section talks about "Testing
11 Off-Site", correct?

12 A. Correct.

13 Q. Do you recall during your two and a half
14 years them sending detainees for off-site testing?

15 A. No.

16 Q. The last sub-topic on this exhibit is
17 "Medication Administration", correct?

18 A. Correct.

19 Q. And then it talks about the MARs sheets?

20 A. Correct.

21 Q. And as the RN did you have any
22 responsibility in filling out the MAR sheets?

23 A. They -- prior to this they had a, I would
24 have to hand fill them out, yes. And then they
25 had gotten with a company that printed them for

1 us. I would have to verify them, though.

2 Q. But a detainee that comes in when you're
3 not there, in between that, you know, week
4 period --

5 A. Correct.

6 Q. -- who would be responsible doing MAR
7 sheets?

8 A. The COs.

9 Q. Did you train them on how to do the MAR
10 sheets?

11 A. ACH did.

12 Q. Do you know who from ACH did that?

13 A. I do not.

14 Q. And then we have "Medication Error Form",
15 what is that?

16 A. If there was a med error that was the form
17 for that.

18 Q. And like they were given the wrong
19 medication?

20 A. Correct.

21 Q. And then we have "Medication
22 Administration Training", and that says "Officer,
23 Nurse, CMA", correct?

24 A. Correct.

25 Q. And do you recall who did orientation on

1 the medication administration training?

2 A. I do not.

3 Q. And then we have "Medication Verification
4 Form". Do you know what that is?

5 A. That would be the form, I believe,
6 whenever the inmate would come in they would fill
7 it out with their medication and then have to
8 verify with Jackie if it was approved or not.

9 Q. So they would list their medications?

10 A. They would hand write them out, yes.

11 Q. And then you would have to confirm 1) with
12 the pharmacy and 2) the practitioner?

13 A. I called the pharmacy. If I was not there
14 they would call Jackie Clayton to get approval.

15 Q. And then "Medication Count", were there
16 controlled substances in the facility?

17 A. As far as for each detainee?

18 MR. MEYER: Correct.

19 A. No.

20 Q. What was the controlled substance
21 medication count that you recall?

22 A. If there was an detainee that got approved
23 for a medication amount we would have a log that
24 you would have to sign out each pill.

25 Q. So if they had like a pain medication?

1 A. Yes, if it was a controlled substance.

2 Q. Do you know if Suboxone was a controlled
3 substance?

4 A. I do not know.

5 Q. Then there was training on the destruction
6 of medication, destruction log. Do you know what
7 that was in reference to?

8 A. I do not.

9 Q. And the scenario when a patient would come
10 with medication, some were approved and some were
11 not, what would happen to the ones that were not
12 approved?

13 A. I know on some occasions they were put in
14 their locker. I don't know their procedure.

15 Q. As the nurse would you have any, you know,
16 like you would come in for your weekly visit and
17 the guard would say "Hey, this is Joe Smith here.
18 We called Jackie, he's not allowed to have this
19 one medication", would you then have to take that
20 and dispose of it?

21 A. No.

22 Q. Go to the last page here on Exhibit #2.
23 It talks about "Pharmacy" is the next topic,
24 correct?

25 A. Correct.

1 Q. Did you have any involvement with
2 maintaining the pharmacy at the jail?

3 A. What are you referring to?

4 MR. MEYER: Was this just like a med cart where
5 medication is stored?

6 A. The pharmacy is who was sending the
7 medication to the jail.

8 Q. And did you order medications from the
9 pharmacy?

10 A. Yes.

11 Q. Which pharmacy did you utilize?

12 A. I don't recall.

13 Q. How would you place an order for
14 medication from the pharmacy?

15 A. There was a form to fill out and fax over.

16 Q. It would just be a fax?

17 A. Yes.

18 Q. Okay. And obviously you first have to
19 wait to get the order from the practitioner?

20 A. Correct.

21 Q. It talks about "Emergency On-Site
22 Medications" is the last one on here under
23 Pharmacy.

24 A. Correct.

25 Q. Do you know what that is in reference to?

1 A. There was a lockbox of specific
2 medications that were approved.

3 Q. Do you recall which medications?

4 A. I do not.

5 Q. Was it Narcan?

6 A. I believe there was Narcan in there, yes.

7 Q. Did you receive training on Narcan?

8 A. I don't recall.

9 Q. During your two and a half years at the
10 jail had you ever had to administer Narcan?

11 A. No.

12 Q. In your career as an RN have you
13 administered Narcan?

14 A. No.

15 Q. And the next topic is "Housing Issues", it
16 talks about the bunk, diets and special needs. As
17 the nurse at the jail did you have any involvement
18 where a detainee was housed?

19 A. No.

20 Q. And then I think we already covered this,
21 but "Supply Ordering", that is what you would talk
22 to Diane (sic) about?

23 A. Daine.

24 Q. Daine, I'm sorry.

25 Then next it talks about the "Nursing

1 Responsibilities On-Site". It says "reviewing the
2 Officer Intake/Booking Health Screen", correct?

3 A. Correct.

4 Q. And that would be done for any person that
5 was still there when you came in for your visit?

6 A. That was detained?

7 MR. MEYER: Detained.

8 A. Yes.

9 Q. So if they got booked on a Saturday or a
10 Monday who you would book it, the guards?

11 A. If I had a question.

12 Q. So you wouldn't have to automatically look
13 at all of those?

14 A. No.

15 Q. And then we have "Seculsion/Restraint
16 Check". Do you know what that is in reference to?

17 A. I do not.

18 Q. And we have the "Suicide Prevention and
19 Watch Procedure". Did you receive training on
20 that?

21 A. Yes.

22 Q. And then we have "Suicide Precautions
23 Release by QMHP or Practitioner". Does the nurse
24 review qualify as a mental health practitioner?

25 A. No.

1 Q. Were you involved in suicide watches or
2 putting someone on a suicide watch?

3 A. Not that I recall.

4 Q. Do you know if you had the authority to
5 put someone on a suicide watch?

6 A. We had a form to fill out.

7 Q. The Suicide Assessment Form?

8 A. Correct.

9 Q. And if they scored a certain point value
10 they would be placed on it?

11 A. If they scored a certain point I would let
12 the COs know and then they did their process.

13 Q. Okay. And to be released from that watch
14 would you have to order that or the practitioner?

15 A. I don't recall what their process is with
16 that.

17 Q. The next talks about "Office Training".
18 It says "Use of Officer Training Manual", do you
19 see that?

20 A. Yes.

21 Q. And did you get a copy of the Officer
22 Training Manual?

23 A. I don't recall.

24 MR. MEYER: And then, I think -- I forgot, but you
25 don't recall if there was any Officer Training

1 Manual?

2 A. No.

3 Q. "No" you don't recall or "no" --

4 A. I do not recall.

5 Q. Okay. And then finally it talks about the
6 "Contract Responsibilities". It says "Schedule
7 Expectations". Is that what we had talked about
8 that you had to schedule at least those four hours
9 per week?

10 A. Correct.

11 Q. And the "Corporate Contact List". Do you
12 know what that is in reference to?

13 A. There was a list of numbers for contacts.

14 Q. And routinely if you had a question,
15 though, you would contact Verda?

16 A. Correct.

17 Q. Were there times you would have to contact
18 the practitioner?

19 A. For orders or my assessments.

20 Q. And the "24 Hour On-Call List", was that
21 for the practitioners?

22 A. Yes.

23 Q. Okay. And looking on that orientation
24 real quick, I didn't see anywhere where it talked
25 about withdrawal protocols whether alcohol,

1 opiates or benzos, correct?

2 A. I don't see it on the paper, no.

3 Q. Do you recall receiving training in your
4 orientation on withdrawal protocols?

5 A. Without looking I don't recall.

6 Q. When you -- in that two and a half years
7 that you were at the jail did you ever have to put
8 someone on withdrawal protocol?

9 A. I would contact the doctor for their
10 symptoms and she would give the orders for what
11 was needed.

12 Q. Do you know if there was a written policy
13 for what you were supposed to do for protocol?

14 A. That would be like the manual you talked
15 about earlier.

16 Q. Okay, that --

17 A. Like with the stomach issue you talked
18 about.

19 Q. Got it, okay. And this is whether in your
20 training, education, or experience, are you
21 familiar with the term CIWA, C-I-W-A?

22 A. Yes.

23 Q. What is that?

24 A. That is for alcohol withdrawal.

25 Q. And do you know about COWs --

1 A. I've heard of it, but I have not used it.

2 Q. What is your understanding as to how to
3 medically assist an individual withdrawing from
4 opiates?

5 A. It's in the assessment. You ask what
6 their symptoms are.

7 (At this point the Court Reporter marked
8 for purposes of identification Deposition Exhibit
9 #3, after which the following proceedings were
10 conducted:)

11 MR. MEYER: I have placed in front of you what we
12 have had marked Exhibit #3, Bates stamped ACH78,
13 and that's a series of slides on the paper. Do
14 you have that document?

15 A. You said "78"?

16 Q. It's down where it says ACH78. Do you see
17 that?

18 A. Mine says 76.

19 MR. MEYER: Did I give you the wrong one?

20 I marked the wrong one. Yes, thank you.
21 So that will be Exhibit #4.

22 So ACH 76, it's a series of six slides.
23 Do you see that?

24 A. Yes.

25 Q. Do you recognize these slides?

1 A. I do not.

2 Q. And then just take your time and review
3 these, and let me know when you've had a chance to
4 look at them.

5 A. Okay.

6 Q. Do you recall seeing these slides before?

7 A. I don't recall.

8 Q. Okay, and we've just -- well, while you
9 were reading those we provided you with Exhibit
10 #4, which is ACH page 78, six more slides.

11 A. Correct.

12 Q. And, again, when you had those trains
13 through ACH that you had to do them on-line, would
14 you have to document that you performed that one
15 or how would it be shown that you completed it?

16 A. Whenever it was done if there wasn't
17 questions then it would just log you out of it.

18 Q. Did you get like a certificate?

19 A. Not that I recall.

20 Q. Okay. So you don't recognize whether or
21 not these slides came from those trainings from
22 ACH?

23 A. I don't.

24 Q. And, again, during your time at ACH you
25 recall specifically receiving training on the

1 withdrawal?

2 A. I don't recall.

3 Q. And here on page 76, or Exhibit #3, it
4 talks about the different forms of withdrawal:
5 Traditional with meds is one. Do you see that on
6 the, what's labeled Slide 217?

7 A. Okay, sorry.

8 Q. It talks about the different types of
9 withdrawals.

10 A. Okay.

11 Q. Strategies, it talks about -- do you --
12 take your time and read that the two strategies
13 for withdrawal and let me know when you've read
14 those.

15 A. Okay.

16 Q. And in your training, experience and
17 education as an RN are you familiar with those
18 strategies for opiate withdrawal?

19 A. I am not.

20 Q. Would you look at what's labeled Slide
21 219. Based on your training, experience and
22 education as an RN have you been taught that
23 different types of withdrawal can lead to death?

24 A. Yes.

25 Q. Okay, and what is your understanding as to

1 how withdrawal can lead to death?

2 A. It depends on the withdrawal. I mean, it
3 can shut down their systems.

4 Q. If you look at 221, it's really, really
5 hard to read there.

6 A. Oh my!

7 Q. But it talks about different, I guess,
8 phases of withdrawal, opiate withdrawal. It's
9 really hard -- you can't hardly read it.

10 A. It's hard.

11 Q. Yeah, do your best to read it. But do you
12 see it kind of breaks it up into like these four
13 little phases of withdrawal?

14 A. Yes.

15 Q. Okay, and it kind of lists the symptoms to
16 look for, which would be indicative of each one of
17 those phases.

18 A. Correct.

19 Q. When you worked in the jail was there ever
20 a document that you saw in booking or anywhere
21 that kind of listed the signs of what to look for?

22 A. I don't recall.

23 Q. If we go to where it talks about "Total
24 Phase", it's the third one. And it says "1 to 3
25 days after cess --

1 A. Cessation.

2 Q. Is that what that is?

3 A. Uh-huh.

4 Q. Is talks about severe anxiety, I think
5 tremors, restlessness, I can't -- that's p-h --
6 vomiting, diarrhea, muscle spasms, increased BP,
7 Tachycardia, fever and chills, do you see those?

8 A. Yes.

9 Q. And what's Tachycardia?

10 A. Increased heart rate.

11 Q. And through your training, education and
12 experience as a nurse do you know if it's
13 important to monitor an individual's vitals that
14 may be going through withdrawal?

15 A. Yes.

16 Q. And why is that important?

17 A. Because their blood pressure can spike or
18 bottom.

19 Q. And through your training and education if
20 an individual is going through detox are you
21 supposed to monitor their vitals to make sure that
22 they don't have a spike or a bottom of blood
23 pressure?

24 A. Yes.

25 Q. If you will go to page 39, ACH78, Exhibit

1 #4, it lists some medications on these slides.

2 A. Okay.

3 Q. Do you recognize these medications?

4 A. I know the names.

5 Q. During your time at the jail do you recall
6 ever administering these medications to any
7 detainees?

8 A. No.

9 Q. During your time at the jail do you ever
10 recall calling in a prescription for any of these
11 medications?

12 A. No.

13 Q. And do you recall whether ACH ever gave
14 you any specific training regarding these
15 medications and their purposes and what they are
16 used for?

17 A. I do not.

18 MR. MEYER: You can set those aside.

19 (At this point the Court Reporter marked
20 for purposes of identification Deposition Exhibits
21 #5 and #6, after which the following proceedings
22 were conducted:)

23 MR. MEYER: I have placed what we have marked here
24 as Exhibits #5 and #6. Do you have Exhibits #5
25 and #6 in front of you?

1 A. Yes.

2 Q. Okay. If we would look first at Exhibit
3 #5, it has a Bates stamp of 34, you can kind of
4 see on the right-hand side in the center.

5 A. Oh, okay, yes.

6 Q. Do you recognize this exhibit?

7 A. It's a MAR.

8 Q. It appears to be a MAR for Nicholas
9 Banning.

10 A. Correct.

11 Q. Do you recognize that handwriting?

12 A. I do not.

13 Q. Okay. And, again, typically it would have
14 been you as the RN to fill out the MAR?

15 A. If I was there.

16 Q. Meaning you were there when the medication
17 was delivered or --

18 A. The MARs were filled out with each
19 detainee, so if someone came in when I wasn't
20 there and they got the approval for medication the
21 COs would fill these out.

22 Q. Got it!

23 You would have to get the approval for
24 medications, too, though, correct?

25 A. At times.

1 Q. Where would you put that information or
2 the approval?

3 A. There's a form that you fill out that says
4 "yes" or "no".

5 Q. Is that Exhibit #6?

6 A. Yes.

7 Q. Okay. So if we look at Exhibit #6, this
8 is the Medication Verification Form you were just
9 discussing, correct?

10 A. Correct.

11 Q. And do you recognize that handwriting on
12 this exhibit?

13 A. I don't.

14 Q. And, again, it's the Medication
15 Verification Form for Nicholas Banning?

16 A. Correct.

17 Q. [REDACTED],
18 correct?

19 A. Correct.

20 Q. And then where it says "Practitioner's
21 Name" it says "Dr. Clayton"?

22 A. Correct.

23 Q. Is that where you put the, whoever you
24 speak to that verifies --

25 A. The CO. Yeah, whoever the CO, the

1 practitioner they spoke to they would put the name
2 there.

3 Q. Okay. And when you went, if -- when it
4 was -- if it was you calling the practitioner to
5 verify would you have to document that in a
6 Progress Note or anywhere else?

7 A. No, this was the documentation.

8 Q. Okay. So you wouldn't have to say, you
9 know, "March 6th I called doctor" --

10 A. No.

11 Q. Just writing it down on the form?

12 A. Correct.

13 Q. And if we look at #6 [REDACTED]

14 [REDACTED]

15 A. Correct.

16 Q. And that was [REDACTED]. Do you know
17 what that is?

18 A. Not that name of it, no.

19 Q. [REDACTED]

20 A. Okay.

21 Q. And then do you see [REDACTED]

22 [REDACTED]

23 A. Yes.

24 Q. [REDACTED]

25 A. [REDACTED]

1 Q. Okay. And that's to keep your patients --

2 A. Correct.

3 Q. -- from vomiting, correct?

4 A. Correct.

5 Q. And based on your training, experience and
6 education do you know that individuals that are
7 trying to wean off of Heroin are routinely
8 prescribed Naloxone in conjunction with
9 Ondansetron?

10 A. I've never personally taken care of
11 someone withdrawing from Heroin.

12 Q. Okay. So you don't know if this is a
13 typical --

14 A. No.

15 Q. --prescription?

16 A. No.

17 Q. And then if we look it talks about when
18 the prescription is filled, so you have to put in
19 that information?

20 A. On the left here?

21 MR. MEYER: Right, where it says "RX filled".

22 A. Yes.

23 Q. And then you actually count the number of
24 pills in the bottle?

25 A. Correct.

1 Q. And then where it says, obviously you list
2 the name of the medication?

3 A. Correct.

4 Q. And then the dosage that is supposed to be
5 taken?

6 A. Correct.

7 Q. And then where it says "Medication
8 Instructions" is that what is written on the
9 bottle or is that what is --

10 A. Written on the bottle.

11 Q. Got it, okay.

12 And then where it says "Approved", that is
13 whether or not the practitioner approved or
14 disapproved that particular medication?

15 A. Correct.

16 Q. And then it says "Modified Order or Reason
17 not Approved", correct?

18 A. Correct.

19 Q. And what are you supposed to put there?

20 A. If the physician changed how the
21 medication was supposed to be given they would
22 mark "Modified" right over there.

23 Q. Okay. And it looks like it's kind of cut
24 off, is that "Duration"?

25 A. Should be, yes.

1 Q. And what typically goes there?

2 A. I don't recall if there was like some
3 medications were only, like your antibiotics were
4 only for like 14 days, that would be somewhere
5 would you would put "14 days" on there.

6 Q. And then it says "Modified or Reason Not
7 Approved", if it's not approved are you supposed
8 to write why it's not approved?

9 A. Typically they would, yes.

10 Q. And then where it says "Nurse/Officer's
11 Name" is that supposed to be filled out by the
12 individual that talks to the practitioner?

13 A. Yes, the one that filled out this form.

14 Q. Okay, so that's blank here?

15 A. Correct.

16 Q. And then going back to Exhibit #5, you can
17 see from Exhibit #6 [REDACTED]

18 [REDACTED]

19 A. Correct.

20 Q. And then we have initials and it's my
21 understanding if the patient does not take the
22 medication it's circled?

23 A. Correct.

24 Q. And if it circled then there should be a
25 corresponding Refusal Form as well, correct?

1 A. Correct.

2 Q. And is that the policy that you were
3 taught that if they refuse you need to fill out
4 that Refusal Form as well?

5 A. Correct.

6 Q. And then it's my understanding, also, that
7 on the back of Exhibit #5 you also write --

8 A. Yes.

9 Q. -- the refusal?

10 A. There's a spot typically on the back of a
11 normal MAR where you can write "Patient refused"
12 whatever the reason and sign.

13 Q. And, again, during that orientation were
14 you, did they cover like when you go do med pass
15 you're supposed to announce three times, these are
16 --

17 A. I didn't do med pass so I don't know.

18 Q. Got it! Okay.

19 Whether they refuse medication, came to
20 see you or refused vitals, you still have to fill
21 out the Refusal Form?

22 A. Not the Refusal Form, I would document on
23 my health assessment if they refused to answer
24 questions, if they refused vitals. I would
25 document that on my form.

1 Q. Were there ever times that you did
2 administer a medication and would document on the
3 MARs?

4 A. No.

5 Q. Put those to the side.

6 I'm not going to make this an exhibit in
7 this deposition, but I'll just make a record.
8 It's Plaintiff's #33. Have you seen a document
9 that looks like this before?

10 A. I don't recall that, no.

11 Q. Okay.

12 A. I'm sorry, my eyes are horrible.

13 MR. MEYER: I wasn't going to mark it, but for the
14 record it's called "Inmate Medication Log Entry,
15 Shelby County Sheriff's Office".

16 And it looks like it's Intraslam (sic),
17 maybe the software?

18 A. Yeah, I have never seen anything like
19 this.

20 Q. That was my question: Did you recall ever
21 using any type of software to document
22 medications?

23 A. No.

24 Q. Got it! Okay.

25 So would there be times that you would

1 actually review the MAR sheets, though, of your
2 patients?

3 A. Yes.

4 Q. And how would you review their sheet?

5 A. When I did my initial assessment if they
6 were on medication I would get their meds verified
7 with them myself just for a second check. And
8 then I would also verify that it was written
9 correctly on the MAR.

10 Q. Okay. Did you have access to the
11 correctional officer's like passed down logs or
12 e-mails?

13 A. No.

14 Q. Okay. And so if like things were
15 occurring during their shift how would you be
16 notified, other than getting a sick call in your
17 box?

18 A. What do you mean?

19 Mr. MEYER: So if incidents occurred during a
20 shift, or in between a week you didn't come in,
21 would you have notes of things that occurred?

22 A. No.

23 Q. And when you would send your like weekly
24 summary it would go to that kind of general e-mail
25 box?

1 A. Yeah, for my day?

2 MR. MEYER: For your day.

3 A. Yes.

4 Q. Okay. But you would not see, receive
5 e-mails that other people sent to that general
6 e-mail box?

7 A. No.

8 Q. Do you know who got that?

9 A. I do not.

10 Q. And who taught you to send your day
11 summary to that e-mail box?

12 A. That was Daine.

13 Q. Okay.

14 (At this point the Court Reporter marked
15 for purposes of identification Deposition Exhibit
16 #7, after which the following proceedings were
17 conducted:)

18 MR. MEYER: The exhibit I have placed in front of
19 you is marked as Exhibit #7. Do you have Exhibit
20 #7 in front of you?

21 A. Yes.

22 Q. And it's Bates stamped Banning 5824. Do
23 you see that?

24 A. Yes.

25 Q. And, again, these are some slides printed

1 out on a piece of paper.

2 A. It appears to be.

3 Q. Okay. Do you recognize kind of that
4 graphic to be of ACH?

5 A. It looks familiar.

6 Q. And, again, the first slide, it's entitled
7 "Access to Healthcare", correct?

8 A. Yes.

9 Q. And the next one says "Protocols", and
10 says "Protocol Manual Review" --

11 A. Yes.

12 Q. -- "Yellow Paper", "Guideline Only",
13 correct?

14 A. Yes.

15 Q. And it says "Not an 'assessment' or
16 'standing orders'". Do you know what that means?

17 A. I do not.

18 Q. It says "Completed protocol = Call to
19 practitioner", do you know what that means?

20 A. I do not.

21 Q. And then, again, where it says
22 "Implemented treatments = call to practitioner
23 first". Again, do you know what that means?

24 A. No, I do not.

25 Q. I'll set that to the side.

1 I will place in front of you what we have
2 had marked as Exhibit #8, Bates stamped Banning
3 5875. Do you have Exhibit #8 in front of you?

4 A. Yes.

5 Q. And this is a yellow document entitled
6 Medical Flowsheet, correct?

7 A. Correct.

8 Q. And what is a Medical Flowsheet?

9 A. This was used to document vital signs and
10 symptoms.

11 Q. And do you know who would be the
12 individual that would fill out the Medical
13 Flowsheet?

14 A. Whoever was obtaining the vitals and
15 assessing the patient at that time.

16 Q. Okay, and what would make the
17 determination of when you are to assess the
18 patient --

19 A. The physician orders.

20 Q. And then it just lists a series of
21 different dates and times that you can take
22 specific vitals?

23 A. Correct.

24 Q. And then it has some additional questions,
25 correct?

1 A. Correct.

2 Q. And then under "Comment" it says "'Yes'
3 findings warrant additional documentation and a
4 call to the practitioner", correct?

5 A. Correct.

6 Q. So do you know if this is for the COs to
7 fill out or for the nurse to fill out?

8 A. Typically COs.

9 Q. And if you look at the top again, it talks
10 about, you know, Last Name, First Name, ID#, Date
11 of Birth, Age", correct?

12 A. Correct.

13 Q. And then it talks about a "Type of Watch".
14 It says "(Circle) Suicide, Medical, Detox, Seg.
15 Restraint, Other", correct?

16 A. Correct.

17 Q. Were you trained on the different types of
18 watches at the Shelby County Jail?

19 A. No.

20 Q. During your time there do you recall ever
21 having a detainee that was on suicide watch?

22 A. I'm sorry, can you say that again?

23 Q. On suicide watch.

24 A. Did I have to do what?

25 Q. Do you recall during your two and a half

1 years working there ever having a patient or
2 detainee on suicide watch?

3 A. Yes.

4 Q. Did you have to do assessments of that?

5 A. No.

6 Q. Okay. And what, how is it different when
7 a patient was on suicide watch?

8 A. As far as me, or the healthcare?

9 MR. MEYER: For the healthcare, correct.

10 A. If I had to see the patient the COs would
11 be with me.

12 Q. Got it! Okay.

13 And then there is a medical watch. Was
14 there ever an individual on medical watch while
15 you worked there?

16 A. Medical watches, typically this form is
17 for like people with high blood pressures, or --
18 that's typically why we used this form.

19 Q. If they monitor their blood pressure?

20 A. Uh-huh.

21 Q. Is that "yes"?

22 A. Yes, sorry.

23 Q. Same for like diabetics monitor their
24 glucose?

25 A. Correct.

1 Q. And then we have a detox watch. What is a
2 detox watch?

3 A. That would -- I have never seen anything
4 filled out with this for the detox forms, for
5 this.

6 Q. Okay. During your two and a half years
7 you never saw anyone with a form like that that
8 had circled "detox watch"?

9 A. No.

10 MR. MEYER: Okay.

11 (At this point the Court Reporter marked
12 for purposes of identification Deposition Exhibit
13 #9, after which the following proceedings were
14 conducted:)

15 Mr. MEYER: Ms. Adams, I have placed in front of
16 you what we have marked here as Exhibit #9, Bates
17 stamped Banning 5877. It's another one of those
18 yellow papers, correct?

19 A. Correct.

20 Q. And those are another one of those forms
21 that was kept in that binder we had talked about
22 before?

23 A. I believe so.

24 Q. Okay. And this is labeled
25 "Urgent/Emergent", correct?

1 A. Yes.

2 Q. It says "The practitioner is quickly
3 contacted for detainees with the following
4 problems:" and it lists 15, correct?

5 A. Correct.

6 Q. Again, when you worked at the jail did you
7 ever train any of the COs to look for any of these
8 15 symptoms?

9 A. No.

10 Q. Specifically #3 talks about Alcohol
11 withdrawal, correct?

12 A. Correct.

13 Q. And as you look through it do you see
14 anywhere in these 15 where it talks about
15 Benzodiazepine withdrawal?

16 A. I do not.

17 Q. Same question for opiates.

18 A. I do not.

19 Q. And based on your training, education and
20 experience as an RN what are the substances that
21 withdrawals can be dangerous from?

22 A. It just, it depends on each person. I
23 mean, they are all dangerous.

24 Q. Well, are there certain ones: Alcohol for
25 example, benzos and opiates?

1 A. That's out of my scope to answer, really.

2 Q. Okay. But from your experience have you
3 ever experienced an individual that goes through
4 like marijuana withdrawal?

5 A. No.

6 Q. Do you know if there is withdrawal from
7 cocaine?

8 A. I've personally never seen it, no.

9 Q. But based on your education and training
10 there is withdrawal from opiates?

11 A. Correct.

12 Q. What about Heroin or --

13 A. Correct.

14 Q. -- OxyContin? Same?

15 A. Correct.

16 Q. For Benzodiazepines, Xanax?

17 A. Correct.

18 Q. And the same for alcohol, correct?

19 A. Correct.

20 Q. Do you know why opiate withdrawal is not
21 listed as an urgent contact on this list?

22 A. I do not.

23 MR. MEYER: Okay.

24 (At this point the Court Reporter marked
25 for purposes of identification Deposition Exhibits

1 #10 & #11, after which the following proceedings
2 were conducted:)

3 MR. MEYER: Ms. Adams, I have placed in front of
4 you now what we have marked as Exhibits #10 and
5 #11. #10 is Bates stamped Banning 6005 - 6007;
6 and #11 is Bates stamped Banning 5997 - 5999.

7 If you will look at Exhibit #10 first, it
8 lists "Narcan - Use for Opiate Overdose", correct?

9 A. Correct.

10 Q. And it's a three page document, correct?

11 A. Correct.

12 Q. During your time at the Shelby County Jail
13 do you know if the facility approved Narcan?

14 A. I do not.

15 Q. Do you know if they had Narcan available?

16 A. I believe so.

17 Q. And had you received any training on how
18 to administer Narcan while you worked --

19 A. I did not.

20 Q. Okay. And then these indexes here, again,
21 are kind of set up in the SOAP format.

22 A. Correct.

23 Q. If you will go to the last page here on
24 Exhibit #3 there's a spot for the officer to sign
25 and place their name?

1 A. Correct.

2 MR. JENNETTEN: Exhibit #10.

3 MR. MEYER: On Exhibit #10.

4 MR. JENNETTEN: You said Exhibit #3.

5 A. Page 3.

6 MR. MEYER: Page 3 on Exhibit #10.

7 And then there is a spot that's the name
8 of the practitioner that was notified, correct?

9 A. Correct.

10 Q. While you worked at Shelby County had you
11 ever seen, not this specific one, but forms like
12 this one where the officer filled it out and
13 documented that the practitioner was notified?

14 A. When I was not there, occasionally.

15 Q. Right, so it was a situation when there
16 was no healthcare staff there --

17 A. Correct.

18 Q. -- the guards would fill out one of these
19 forms and notify the practitioner, correct?

20 A. Correct.

21 Q. When they completed that would that form
22 then get into that detainee's medical folder?

23 A. It would go into the folder for whenever I
24 came in to review and then put into the folder.

25 Q. Okay. So when you would come in on your

1 scheduled day --

2 A. Correct.

3 Q. -- if a incident, you know, hang nail came
4 up, they would have filled out the hang nail one,
5 and put it in there, or whatever the other ones
6 are?

7 A. Correct.

8 Q. So if we look at Exhibit #11 this one is
9 called "Withdrawal - Opiate Withdrawal", correct?

10 A. Yes.

11 Q. And, again, it's three pages and on the
12 third page, again, it has a spot for the officer's
13 signature and the practitioner's name, correct?

14 A. Correct.

15 Q. Okay. If we go to the first page, it has
16 kind of the background information with the
17 detainee's name, and identifying information,
18 correct?

19 A. Correct.

20 Q. And then it asks for any listed allergies?

21 A. Correct.

22 Q. And then under the "S" is a series of
23 questions, correct?

24 A. Correct.

25 Q. Okay. And this is what it's saying "Ask

1 The Detainee"?

2 A. Yes.

3 Q. And do you know what triggers a
4 correctional officer to go and pull this form and
5 go through this index with the detainee?

6 A. I do not.

7 Q. And did you ever have training with the
8 correction officer saying "Hey, if an inmate comes
9 in and says they are addicted to opiates or
10 alcohol or benzos go pull up that form and go
11 through that form"?

12 A. No.

13 Q. So it has a series of questions. It asks
14 them what drugs they use, and how much they use
15 and how often, correct? The first question.

16 A. Yes.

17 Q. And when they last took the drug?

18 A. Correct.

19 Q. If it's a female you want to know if they
20 are pregnant?

21 A. Correct.

22 Q. If they are pregnant you cannot withdraw
23 them from an opiate?

24 A. Correct.

25 Q. And then any other drugs that they use,

1 correct?

2 A. Correct.

3 Q. Do you know why it's important to ask them
4 what drug they use and how much they use and when
5 they last used it?

6 A. It depends on -- it affects how the
7 withdrawal symptoms exhibit themselves.

8 Q. And then it has "Observe the detainee" and
9 then it lists a series of vitals, correct?

10 A. Correct.

11 Q. Okay, and the Blood Pressure, Temp, Pulse,
12 Respirations, Pulse Ox, is that all stuff that can
13 be recorded in the jail?

14 A. Yes.

15 Q. Is there, on the the pulse ox, does that
16 do the respirations, too?

17 A. No.

18 Q. Is that on the blood pressure cuff?

19 A. No, you have to count those.

20 Q. Okay. And then it asks for kind of a
21 General Appearance, correct?

22 A. Correct.

23 Q. And then it has some additional that
24 "Hallucinations; Bizarre Behaviors" on the next
25 page?

1 A. Correct.

2 Q. And then under "P" it talks about

3 "Treatment", correct?

4 A. Correct.

5 Q. And "Start Detox Flow Sheet".

6 A. Correct.

7 Q. Is that what we have previously looked at
8 as Exhibit #8? Do you know if there is a separate
9 detox sheet?

10 A. I do not know.

11 Q. In your two and a half years that you
12 worked at the jail had you ever seen a detox
13 flowsheet?

14 A. No.

15 Q. I can pull it up here but I have all the
16 yellow documents and I couldn't find a detox
17 flowsheet. I'm not trying to trick you. I just
18 want to know if that's what it's referencing, if
19 you know?

20 A. I do not know.

21 Q. Okay. And it says "Notify the
22 practitioner for monitoring parameters and
23 follow-up care", correct?

24 A. Correct.

25 Q. And it talks about the vitals, and it says

1 "Call the practitioner back if the vitals" and it
2 gives a certain threshold.

3 A. Correct.

4 Q. So if you take their B/P and it's, you
5 know, 80/something you should call the
6 practitioner?

7 A. Correct.

8 Q. And it says "The practitioner may opt to
9 prescribe medications". And then it lists
10 medications, correct?

11 A. Correct.

12 Q. And it says "Call the practitioner again
13 if the patient" and in bold "develops vomiting or
14 diarrhea".

15 A. Correct.

16 Q. And then it lists some additional
17 medications, correct?

18 A. Correct.

19 Q. And, again, whether it was opiate, benzos
20 or alcohol had you ever seen a form like this,
21 withdrawal form filled out when you came in on
22 your schedule --

23 A. No.

24 Q. -- that a person had been put on one?

25 A. No.

1 (At this point the Court Reporter marked
2 for purposes of identification Deposition Exhibit
3 #12, after which the following proceedings were
4 conducted:)

5 MR. MEYER: Ms. Adams, I have placed in front of
6 you what we have now marked here as Exhibit #12.
7 Do you have Exhibit #12 in front of you?

8 A. Yes.

9 Q. This is Bates stamped Banning 5944, 5945.
10 Do you have both pages?

11 A. Yes.

12 Q. And, again, it's another one of those
13 yellow documents, or a protocol sheet from that
14 index book?

15 A. Correct.

16 Q. It looks like this one is entitled
17 "Gastrointestinal: Nausea and Vomiting", correct?

18 A. Correct.

19 Q. And it has, as you look at it it kind of
20 has the initials where you document the patient
21 and their name and date of birth, correct?

22 A. Correct.

23 Q. And then it takes you kind of through the
24 SOAP of it again?

25 A. Yes.

1 Q. And under the "Ask the Detainee" in bold
2 it says "Call Practitioner Immediately for
3 presence of a large amount of blood, extreme pain
4 or life threatening symptoms", correct?

5 A. Correct.

6 Q. And what does that -- obviously a large
7 amount of blood is self-explanatory. But what
8 does it mean for "life threatening symptoms"?

9 A. The large amount of blood would be the
10 life, to me would be life threatening symptoms.

11 Q. So if someone is just in extreme pain,
12 according to this would you still call the
13 practitioner if --

14 A. I personally would, yes.

15 Q. Got it! Okay.

16 And is that based on your training through
17 ACH or as an RN?

18 A. As an RN.

19 Q. And, again, it looks like it has the
20 vitals, too?

21 A. Correct.

22 Q. And we can pull it up, do you know pretty
23 much every one of the vitals that are always
24 taken? Do you know if that's standard?

25 A. I don't know without looking.

1 Q. Okay. Again, what is the importance of
2 documenting and notifying the practitioner if the
3 detainee has nausea or vomiting?

4 A. It can be a sign of the withdrawal.

5 Q. Or flu or something else?

6 A. Correct.

7 Q. I guess, what is concerning from a medical
8 standpoint if an individual that is, you know,
9 vomiting or nauseous?

10 A. I'm not quite sure --

11 Q. Sure. They can become dehydrated or --
12 what other concerns are there that you could have
13 medically if they are not able to hold food down?

14 A. The dehydration; they can be malnourished,
15 your electrolytes can be out of balance for the
16 nausea and the vomiting.

17 Q. And, again, in the two and a half years
18 you worked there do you ever recall observing one
19 of these forms filled out, specifically, for
20 nausea and vomiting when you came on?

21 A. No.

22 Q. When you did that tracking that we had
23 talked about earlier for sick calls, did you have
24 to like track specific protocols?

25 A. I don't recall that, no.

1 Q. Okay, so if you had a sick call and you're
2 like I had two today that were the 0506 --

3 A. No.

4 Q. -- one for the 1208 --

5 A. Are you talking about like indicating
6 which specific number?

7 MR. MEYER: Exactly.

8 A. No.

9 Q. Did it break down into like what, you
10 know, we had a bunch of stomach flu, so you could
11 track what the ailment that the detainees were
12 complaining about?

13 A. No.

14 Q. Okay. And did you ever see the final
15 format of what that, your monthly tracking looked
16 like?

17 A. No.

18 Q. And during your time at ACH did Allison
19 Alexander, was she ever your Regional Nurse
20 Manager?

21 A. That does not sound familiar.

22 Q. I won't make it an exhibit, but for the
23 record it's Bates stamped ACH141 and goes through
24 155.

25 Have you seen a print-out like this

1 before? And you can flip through it.

2 A. No, I've never seen anything like this.

3 Q. I will help you guys through this: But
4 when you resigned from ACH in July of '21 --

5 A. July.

6 Q. July of '21 do you know who replaced you
7 as the nurse?

8 A. I do not.

9 Q. So you never had to on-board anyone?

10 A. No.

11 Q. So do you know Amanda Cobetto (sic)?

12 A. No.

13 Q. Nurse Cobetto (sic)?

14 A. No.

15 Q. Has your license ever been suspended?

16 A. No.

17 Q. Have you ever been disciplined?

18 A. No.

19 Q. Were you ever disciplined when you worked
20 at ACH?

21 A. No.

22 Q. And I'm assuming since you were the only
23 nurse you didn't have to interact with other
24 nurses that worked at the Shelby County Jail,
25 correct?

1 A. No.

2 Q. To be contacted by phone did you have a
3 company provided phone, or did you just have your
4 personal cell phone?

5 A. My cell phone.

6 Q. Did you ever have to talk with anyone
7 incorporated at ACH, other than the Regional Nurse
8 Manager?

9 A. No.

10 Q. And while in the jail what, other than
11 the, we talked about how you could document on the
12 website, were there other programs you had access
13 to in the jail?

14 A. No.

15 Q. Like could you look up an inmate's
16 background or prior bookings?

17 A. No.

18 Q. Did you receive any training specifically
19 from the county as to working at the jail?

20 A. No.

21 Q. So it's just the ACH training for working
22 in a jail?

23 A. Yes.

24 Q. So Daine never did like a training
25 specific for Shelby County?

1 A. No.

2 Q. I don't have access to it here, but during
3 that time that Nicholas was in the Shelby County
4 Jail were you scheduled to work any of those days?

5 A. While he was there, no.

6 Q. From the 6th to the 10th.

7 A. I have would to look.

8 MR. MEYER: I can't pull it up.

9 MR. VAYR: March of 2020. We're looking at
10 Banning 005729.

11 A. And he was detained when?

12 MR. MEYER: 6th.

13 A. Through when?

14 MR. MEYER: The 10th, I believe.

15 A. No. I was scheduled the 3rd and the 12th.

16 MR. JENNETTEN: Kelly, just to make it easy, what
17 days did you work in March of 2020?

18 A. I worked March 3rd, March 12th, March
19 16th, March 26th and March 31st.

20 MR. MEYER: Do you recall at any point while Mr.
21 Banning was detained in the jail ever receiving
22 any information regarding him?

23 A. No.

24 Q. Did you ever see any e-mails from
25 correctional officers regarding Mr. Banning?

1 A. No.

2 Q. In preparing for this litigation have you
3 seen the e-mails that were sent by the
4 correctional officers regarding Mr. Banning --

5 A. No.

6 Q. -- [REDACTED]

7 A. No.

8 Q. Do you recall having any conversations
9 with Jacqueline, or Jackie Clayton regarding Mr.
10 Banning?

11 A. No.

12 Q. In your training, experience and education
13 what is a blood pressure rate that would be
14 concerning to you as a medical practitioner?

15 A. As elevated?

16 MR. MEYER: Either elevated or low.

17 A. Elevated, 150/90 would be for the
18 elevated. Low would be anything under 100 for
19 systolic.

20 Q. And based on your training and experience
21 if a detainee had either an elevated or low and
22 you recorded a reading like that what would your
23 training tell you to do?

24 A. Call the doctor.

25 Q. Could you immediately send them to an

1 emergency room?

2 A. Without a doctor's -- in that situation it
3 would have to be with a doctor's order.

4 Q. Were there situations where you could send
5 an individual to the emergency room without first
6 getting doctor approval?

7 A. Yes.

8 Q. And in what scenario could you do that?

9 A. I had that occur one time and it was for a
10 large laceration, self-inflicted.

11 Q. So you came across it and it was a large
12 cut --

13 A. Yes.

14 Q. -- and you immediately sent them?

15 A. Yes.

16 Q. But if it's a question on blood pressure
17 you first would want to call the --

18 A. If I was present, yes.

19 Q. I guess that determination if you're not
20 present to send someone to the outside facility
21 would be up to the COs?

22 A. I don't know what their policy would be.

23 Q. On the days that you did work were you
24 familiar with the COs schedules?

25 A. No.

1 Q. Do you know if they worked like 12 hour
2 shifts?

3 A. I do not know.

4 Q. Would you have regular communication with
5 the COs when you worked?

6 A. Yes.

7 Q. What COs do you recall working with when
8 you did work at the jail?

9 A. Daine Burkhead; Tonya, I don't remember
10 the last name --

11 Q. Atteberry, is that --

12 A. Yes.

13 Oh my gosh, there was so many of them.

14 Q. Was there a high turn-over rate during
15 your time --

16 A. Somewhat, yes. I think there was a
17 Cwenton, I can't think of his last name.

18 Q. Did you have an understanding if there was
19 like a supervisor during the times you worked
20 here, who was in charge of the jail?

21 A. Of the jail, Daine.

22 Q. Okay.

23 Did anyone ever tell you what Mr.
24 Banning's vitals were during his period of time at
25 the jail?

1 A. No.

2 Q. Okay. If a guard would have taken his
3 vitals would that have been, should that have been
4 documented, first?

5 A. Should have been.

6 Q. Where would that have been documented?

7 A. It should have been filled out on the form
8 that they had to use.

9 Q. Okay. The form, you're talking about
10 those yellow forms --

11 A. Correct.

12 Q. And then that would have made it to the
13 inmate's file?

14 A. It should have, yes.

15 Q. My question would be: If you weren't
16 there when Mr. Banning was there and he was
17 discharged would you still get his, all of the
18 jail forms --

19 A. Yes.

20 Q. And still make a file for him?

21 A. Yes.

22 Q. And you don't recall seeing any forms for
23 Mr. Banning when you did come back to work?

24 A. No.

25 Q. And pulse rate, that's another vital that

1 is taken of detainees, correct?

2 A. Correct.

3 Q. And are there certain pulses that are
4 concerning to you as a medical treater?

5 A. Anything below 60, as far as low.

6 Q. How about a resting pulse rate?

7 A. Resting, below 60 is alarming.

8 Q. And if they have like 120 and they are
9 just --

10 A. At rest, yes, that's alarming, too.

11 Q. And, again, no one ever told you that they
12 had taken Mr. Banning's pulse rate during the
13 period of time he was in the Shelby County Jail?

14 A. No.

15 Q. And same for rate of respiration, are
16 there concerns for that?

17 A. That's typically, usually it's 16 to 18.
18 It depends on each individual.

19 Q. But there are numbers that are unusual or
20 concerning?

21 A. Yes.

22 Q. And do you know whether or not if an
23 individual, if they are not eating or dehydrated
24 that that can affect their blood pressure?

25 A. Yes.

1 Q. Do you ever recall telling any
2 correctional officers that a blood pressure could
3 mean someone is not eating or that they are in
4 danger?

5 A. No.

6 Q. During your time at the jail had you ever
7 tried to perform an assessment and the patient
8 just couldn't do it, meaning they are too weak or
9 they are too sick to talk to you?

10 A. Oh, no.

11 Q. Okay. Would that concern you as a
12 practitioner if the individual was too weak to
13 come and even talk to you?

14 A. As a nurse, yes.

15 Q. Okay, and why would that be concerning?

16 A. That's a health, serious health issue.

17 Q. If they can't get up to even come talk to
18 you at --

19 A. Correct.

20 Q. As a nurse in the jail do you rely on the
21 corrections' documentation?

22 A. As far as --

23 MR. MEYER: So, again, going to those yellow
24 forms, you come in, they are the ones that have
25 the day-to-day contact with those individuals,

1 correct?

2 A. Correct.

3 Q. They are the ones that accept those sick
4 calls from them?

5 A. Yes.

6 Q. So in your position as a corrections nurse
7 do you rely upon the correction officers giving
8 you the proper information?

9 A. Yes.

10 Q. At any point after March 10, 2020 were you
11 ever questioned about what occurred with Mr.
12 Banning in the jail?

13 A. No.

14 Q. Were you ever interviewed by anyone, other
15 than me today and your counsel regarding Mr.
16 Banning's time at the Shelby County Jail?

17 A. No.

18 Q. Anyone from ACH ever reach out to you?

19 A. No.

20 Q. During your time at the jail do you know
21 if there was ever an implemented opiate withdrawal
22 protocol at the Shelby County Jail?

23 A. I do not.

24 Q. Based on your training, experience and
25 education do you know whether or not it's

1 recommended an individual going through withdrawal
2 that they speak with a qualified mental health
3 professional?

4 MR. JENNETTEN: I'm going to object, calls for
5 speculation, and outside the scope of --

6 A. No.

7 MR. MEYER: You can answer now.

8 A. No, I already did.

9 Q. Did you ever speak with anyone from the
10 state's attorney's office regarding Nicholas
11 Banning?

12 A. No.

13 Q. Did you ever speak with Daine Burkhead
14 regarding Nicholas Banning after you left the
15 jail?

16 A. No.

17 Q. I think I asked you this, but you have
18 never implemented a COWS --

19 A. No.

20 Q. And during the two and a half year period
21 of time that you worked for ACH how many different
22 ongoing educational courses do you think you took
23 or trained?

24 A. Without looking I don't know.

25 Q. If you wanted to look how would you figure

1 out how many you did do?

2 A. I couldn't look now. I don't have access.

3 Q. When you did have access what would you --

4 A. Yeah, it was a website thing.

5 Q. And, again, I think you told me, you had a

6 log in that you would have to use your log in to

7 show you logged in to do it?

8 A. Correct.

9 Q. And as an RN do you have to have a
10 consultation relationship with a physician?

11 A. I'm not sure what you mean.

12 Q. During your two and a half years at ACH at
13 the Shelby County Jail was there ever a calling
14 improvement plan put into place to change policies
15 in the jail?

16 A. Not that I know of.

17 Q. Okay. Never been something you would have
18 communicated with Verda?

19 A. Verda and Daine would have been the ones
20 to do that.

21 Q. But you weren't involved in that?

22 A. No.

23 Q. And during that two and a half years were
24 you ever involved in the yearly cycle training of
25 the correctional officers?

1 A. No.

2 MR. MEYER: This last exhibit here, is it #13?

3 (At this point the Court Reporter marked
4 for purposes of identification Deposition Exhibit
5 #13, after which the following proceedings were
6 conducted:)

7 MR. MEYER: Ms. Adams, I have placed in front of
8 you now what we have marked as Exhibit #13. For
9 the record that is Bates stamped Plaintiff's 59.

10 Do you have Exhibit #13 in front of you?

11 A. Yes.

12 Q. Do you recognize this document?

13 A. Yes.

14 Q. What do you recognize this document to be?

15 A. This is the numbers for the physicians
16 that we called.

17 Q. Where was this document maintained?

18 A. I had a copy of it in my folder that I
19 had, but there was also a copy in the binder on
20 the medical cart.

21 Q. And the folder you have, what was that
22 folder?

23 A. It was just my informational folder for
24 like nursing use of phone numbers, contacts, stuff
25 that I had to have.

1 Q. And then this was available to the
2 correctional officers as well?

3 A. Yes.

4 Q. And, again, if we look at it we see, it
5 tells you who to contact as a practitioner,
6 correct?

7 A. Correct.

8 Q. And it lists two medical providers?

9 A. Correct.

10 Q. And it says "If you do not receive a call
11 back please call the Regional Nurse Manager"?

12 A. Correct.

13 Q. And we already talked about Verda,
14 correct?

15 A. Yes.

16 Q. And this Cecilia, do you know who -- do
17 you ever recall meeting her?

18 A. I think in the very beginning. That name
19 sounds familiar.

20 Q. I think we had, that one form we looked at
21 had the "CE" initials on it. Do you know if
22 that's who this was?

23 A. I don't know what her handwriting looks
24 like.

25 Q. And then, other than these individuals, if

1 you couldn't get ahold of anyone what were you
2 supposed to do as the healthcare professional at
3 the jail?

4 A. I'm not -- typically we could get ahold of
5 them.

6 Q. Okay.

7 I think we had mentioned earlier, but you
8 were talking about the scope of your practice.

9 A. Uh-huh.

10 MR. MEYER: Is that a "yes"?

11 A. Yes, I'm sorry.

12 Q. Do you know what mandates the scope of an
13 RN's practice?

14 A. No, I do not.

15 Q. Do you know if it's like there's an
16 administrative code on an RN's practice?

17 A. I do not.

18 Q. Do you know whether or not an RN is able
19 to delegate nursing interventions to individuals
20 that has confidence, like education or experience
21 to perform those nursing interventions?

22 A. I'm not sure what you're --

23 Q. Sure. Do you know if you can delegate
24 taking vitals to someone else?

25 A. If they have been trained.

1 Q. Right.

2 A. Correct.

3 Q. Do you have to be the one that trained
4 them to do that?

5 A. No.

6 Q. And do you know as an RN if you're
7 accountable for the quality of nursing care that
8 you delegate to others?

9 A. No.

10 Q. That's part of your nursing practice?

11 A. I mean, I'm not quite sure what you're
12 meaning.

13 MR. MEYER: Mark this as #14 real quick.

14 (At this point the Court Reporter marked
15 for purposes of identification Deposition Exhibit
16 #14, after which the following proceedings were
17 conducted:)

18 MR. MEYER: Ms. Adams, placed in front of you is
19 what we have marked as Exhibit #14. Do you have
20 Exhibit #14 here?

21 A. Yes.

22 Q. Do you recognize this document?

23 A. I've never personally seen it, no.

24 Q. It's a document from the Department of
25 Financial Professional Regulations regarding RNs,

1 correct?

2 A. Okay.

3 Q. I was just reading some of those. Look at
4 7, 8 and 9, were kind of the ones I was
5 referencing.

6 A. Okay.

7 Q. It says here that RN will be accountable
8 for the quality of nursing care that they delegate
9 to others.

10 A. Correct.

11 Q. And in your position as a correctional
12 nurse had you delegated nursing duties to the COs?

13 A. No. Not personally, no.

14 Q. Do you know if anyone had delegated to
15 them the duties of a nurse: Taking vitals and
16 filling out those index forms?

17 A. I would assume that was in the training.
18 I don't know.

19 Q. And during your time as an RN, if you look
20 at 10, had you ever reported on unsafe, unethical
21 or illegal healthcare practices?

22 A. In the jail, no.

23 Q. Anywhere.

24 A. No.

25 Q. I think we had talked about and you said

1 you found the job on-line.

2 A. Correct.

3 Q. Have you ever read any of the reviews of
4 prior employees of ACH that are listed on-line?

5 A. No.

6 Q. Or what they posted on Indeed about their
7 experience working at ACH?

8 A. No.

9 Q. In any of your jobs that you have applied
10 for or have you ever looked at like what other
11 people said that were past employees of --

12 A. No.

13 MR. MEYER: I have no further questions.

14 MR. JENNETTEN: Bryan, do you have any questions?

15 MR. VAYR: I mean if I may have one. It's your
16 witness, though, do you want to go first?

17 MR. JENNETTEN: No.

18 EXAMINATION CONDUCTED

19 BY: MR. VAYR

20 Q. Okay, so I'm referring to Plaintiff's
21 Exhibit #11. If you want I can pull it up and put
22 it in front of you.

23 A. Is that #11 in this one?

24 MR. VAYR: It was a yellow sheet that was entitled
25 "Withdrawal - Opiate Withdrawal" with Bates

1 stamped Banning 5997 --

2 A. Okay.

3 Q. -- through Banning 5999. Do you have that
4 document in front of you?

5 A. Yes.

6 Q. All right, I just want to make sure
7 whether I heard your testimony correctly or not.

8 So did you testify that you had never
9 seen, like you affirmatively know you had never
10 seen a correctional officer fill out a form like
11 this Exhibit #11 or that you simply don't
12 recall --

13 A. I don't recall seeing one.

14 MR. VAYR: That's all I wanted to know. Thank
15 you.

16 EXAMINATION CONDUCTED

17 BY: MR. JENNETTEN

18 Q. I just have a few questions to clarify.
19 The yellow illness forms are not forms that you
20 would ever fill out, correct?

21 A. No.

22 Q. If you saw some patient you would fill out
23 a Progress Note?

24 A. Correct.

25 Q. And going back to Exhibits #5 and #6, the

1 MAR and Medication Verification Form for Mr.

2 Banning, did you complete those forms?

3 A. No.

4 Q. Those were completed by someone else?

5 A. Yes.

6 Q. On the MAR [REDACTED]

7 [REDACTED]. Are any of
8 those initials yours?

9 A. No.

10 Q. Did you have any involvement with Mr.
11 Banning at all?

12 A. No.

13 Q. Do you recall, this goes back to ACH and
14 your job at the jail, do you recall a time when
15 your paychecks changed from ACH to coming from
16 another company?

17 A. No.

18 Q. It could have happened, you don't recall
19 or --

20 A. No, I don't recall that, no.

21 MR. JENNETTEN: Any follow-ups on those?

22 MR. MEYER: Yeah, just real quick. And I should
23 have covered this in the first part, but -- just
24 looking at a document that was produced here where
25 it lists like potential witnesses in this case,

1 and it says that "Kelly Adams is a Registered
2 Nurse who treated patients at Shelby County Jail,
3 and is believed to have knowledge regarding the
4 provisions of healthcare at the jail and the care
5 car provided to plaintiff while he was at the
6 Shelby County Jail, including observations,
7 medical assessment, statements by or about
8 Nicholas Banning, and medical opinions regarding
9 his condition and claimed conditions. She has
10 knowledge of the policies and practices relating
11 to medical care of the Shelby County Jail."

12 My question is: Do you know what
13 information you had about Nicholas about --

14 A. I know about him.

15 Q. And that's on this because this document
16 said you did.

17 A. No, I don't know anything about Nicholas
18 Banning.

19 Q. So you don't have any medical opinions
20 regarding his conditions?

21 A. I mean it's not my place to form an
22 opinion, but I never seen Nicholas.

23 Q. And based on anything that you reviewed
24 have you formed any opinions?

25 A. No.

1 Q. Okay. Have you read the lawsuit to see
2 what eventually happened to Nicholas Banning?

3 A. Have I?

4 MR. MEYER: Yes.

5 A. No.

6 Q. So you don't have an opinion as to [REDACTED]

7 [REDACTED]

8 A. No, I have no idea why any of it happened.

9 MR. MEYER: Got it. Okay, that's all I have.

10 MR. JENNETTEN: You have the right to read the
11 transcript and sign off on it if you want to. You
12 can't change your answers but it gives you a good
13 opportunity to make sure the court reporter
14 accurately wrote down your answers.

15 A. Okay.

16 MR. JENNETTEN: If you don't want to bother with
17 that you can waive that right, which is fine with
18 me.

19 A. Okay.

20 MR. JENNETTEN: Unless you're excited to read it.

21 A. No, I really don't want to read it over.
22 No offense.

23 MR. JENNETTEN: Signature waived.

24

25

1 CERTIFIED SHORTHAND REPORTER'S CERTIFICATION

2

3 I, GARY J. MANINFIOR, Certified Shorthand
4 Reporter and Notary Public of the State of
5 Illinois, do hereby certify that KELLY L. ADAMS
6 came before me on the 26th day of October, A.D.,
2022 and swore before me to testify to the truth,
the whole truth and nothing but the truth
regarding her knowledge touching upon the matter
in controversy.

7

8 I do further certify that I did take
9 stenographic notes of the questions propounded to
said witness and her answers thereto, and that
said notes were reduced to typewritten form under
my direction and supervision.

10

11 I do further certify that the attached
and foregoing is a true, correct, and complete
12 copy of my notes and that said testimony is now
herewith returned.

12

13

14 I do further certify that the said
deposition was taken at the Shelby County
Courthouse, 301 E. Main, Shelbyville, Illinois.

15

16 I do further certify that I am not
17 related in any way to any of the parties involved
in this action and have no interest in the outcome
thereof.

18

19 Dated at Mattoon, Illinois, this 28th day
of October, A.D., 2022, and given under my hand
and seal.

20

21

/s/ GARY MANINFIOR

22

23 Gary J. Maninfior
Certified Shorthand Reporter

24

25