

EXPENDITURES FROM THE
INMATE FOOD ACCOUNT
(Not Served to the Inmate Population)

A total of \$8,539.08 was misappropriated from the Inmate Food Account from 03/03/20 thru 04/30/20 to purchase food items, most of which were never served to the inmate population. Various items were ordered in such excessive amounts that there are large overages unaccounted for, see attached.

Staff are not authorized to order and consume food purchased thru the Inmate Food Account. There is in place a Culinary/Staff (CUL/STF) account from which foods served to staff is ordered and paid. Additionally, D.O.C. Policy, 103 DOC 214, Employee Meals, implemented and monitored by the Deputy Commissioner of Administrative Services, Departmental Food Services Director, Superintendents, and Institutional Food Services Director, state in part:

Pursuant to the regulations as set forth by the Executive Office of Administration and Finance in 801 CMR 4.03; Rates, Department staff are required to purchase a meal ticket at the cost of \$1.35 (plus meals tax) prior to the consumption of a state meal, whether from a staff dining room, or main line kitchen. (emphasis added)

The meal purchased from the main line kitchen, is the same meal being served to the inmate population.

103 DOC 760, Food Services Policy

The DOC has promulgated a policy for the serving of food to inmates incarcerated in Massachusetts Correctional Institutions, (103 DOC 760), FOOD SERVICES POLICY. The Food Services Policy requires that inmates be provided with nutritionally adequate meals that are of appropriate quantity through the use of a seasonally adjusted cyclical menu, (103 DOC 769.01(1)). The Institutional Food Services Director shall oversee the daily preparation and delivery of all inmate meals and assure compliance with the departmental policies, (103 DOC 760.04(1)). The Food Service Policy requires nutritionally adequate meals, properly prepared and served in accordance with the departmental cycle menus and CORRESPONDING RECIPES (emphasis added). That each Institution shall ensure that inmates are provided nutritionally adequate meals by recording any substitutions or additions in food actually served, ensuring that the substitution is in accordance with approved Departmental Substitution Guidelines (103 DOC 760.05(2)), Menu Requirements. According to Christopher Gendreau, State Food Services Director¹ There Are No Approved Substitution Guidelines.

It is quite simple to assess, and very clear, what should and should not be purchased with funds from the Inmate Food Account by evaluating the departmental cycle menus and corresponding recipes.

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MEATS
U.S. Foods

PRODUCT #	Invoice Date	ITEM	
2725729	3/10/20	Chicken Breast 1 case	\$74.20
7815111	3/10/20	Ground Beef 2 cases	\$196.70
2327302	3/17/20	Ground Beef 80/20 2 cases	\$62.98
7815111	3/17/20	Ground Beef 20 LBS 1 case	\$98.35
2327302	3/24/20	Ground Beef 80/20 4 cases	\$125.96
4917134	3/24/20	PORK BACON 15lbs 2 cases	\$89.24
5486667	4/7/20	Beef Subs/Burger 3 cases (Fn.3)	\$147.93
8841337	4/7/20	Single Chicken Breast 5 cases	\$200.00
6328082	4/9/20	Mild Italian Sausage 2 cases	\$53.96
6531305	4/9/20	Beef Patty Chuck 5 cases (Fn.3)	\$373.40
5702055	4/9/20	Veal 4 cases	\$94.68
5664271	4/9/20	Chicken Stuffed Breast 25 cases	\$1057.25
5664271	4/14/20	Chicken Stuffed Breast 25 cases (\$870.00 Unaccounted for. see FN.1)	\$1057.25
6381750	4/28/20	Chicken Wings 1 case 6/5Lbs	\$94.94
7182488	4/28/20	Salad Chix(Ready to Eat White Meat) Mayo 5 Lbs 10 cases	\$287.80
8182487	4/28/20	Salad(Ready to Eat Tuna Mayo) 10 cases	\$210.60
0136127	4/28/20	Egg Salad(Ready to Eat) 6 cases	\$124.92
8027428	4/28/20	Egg Salad(Ready to Eat) 1 case	\$20.82
NEW ENGLAND FOODS			
904001	3/27/20	Tuna Chunk Light 2 cases	\$79.90
105000	4/10/20	Beef Tenderloin Tips 4/5# 1 case	\$99.00
105000	4/14/20	Beef Tenderloin Tips 4/5# 1 case	\$99.00

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OTHER
U.S. FOODS

Product #	Invoice Date	Item	
9761165	3/3/20	Twister Spring Water 5 Cases	\$27.41
9788929	3/3/20	Gourmet Ground Coffee 1 case	\$38.53
9761165	3/10/20	Twister Spring Water 10 cases	\$54.10
9788929	3/10/20	Gourmet Ground Coffee 1 case	\$38.53
4719823	3/12/20	Poland Springs Water 20 cases	\$131.40
0390575	3/17/20	BBQ Sauce 1 gallon	\$6.74
5328182	3/17/20	Hot Sauce 1 gallon	\$7.70
9788929	3/17/20	Gourmet Ground Coffee 1 case	\$38.53
4719823	3/24/20	Poland Springs Water 20 cases	\$131.40
9788929	3/24/20	Gourmet Ground Coffee 1 case	\$38.53
4382412	3/24/20	Cheese Mozz, Prov 5 Blend 1 case	\$53.52
9788929	3/31/20	Gourmet Ground Coffee 1 case	\$38.53
4719823	4/2/20	Poland Springs Water 10 Cases	\$65.70
9788929	4/7/20	Gourmet Ground Coffee 2 cases	\$77.06
5284708	4/7/20	Gatorade 2 cases	\$40.96
3168424	4/9/20	Gatorade 4 cases	\$81.92
9788929	4/9/20	Gourmet Ground Coffee 2 cases	\$77.06
5301916	4/9/20	Fruit Salad Dole Cups 10 cases 4 oz.	\$191.60
6386981	4/9/20	Fruit Salad Dole Cups 30 cases 7 oz.	\$374.40
		2 (\$478.64 Unaccounted for see FN.2)	
9788929	4/9/20	Gourmet Ground Coffee 2 cases	\$77.00
5284708	4/21/20	Gatorade 2 cases	\$40.96
1064705	4/28/20	Gatorade 2 cases	\$40.96
9213869	4/28/20	French Vanl Creamer 1 case	\$10.84
1064705	4/30/20	Gatorade 2 cases	\$40.96
7245526	4/30/20	Gatorade 2 cases	\$40.96

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\$422.50 was spent from the Inmate Food Account on bottled water. \$327.68 was spent on Gatorade from the Inmate Food Account. \$423.83 was spent on Gourmet Ground Coffee from the Inmate Food Account

Over \$13,000 was spent on potato chips, and though the population receives potato chips with most every meal, \$256.40 was spent on Tortila Blue Corn Chips (invoice #452990(4/14/20))product #2901361, which were never served to the inmate population(1.5oz bags). On 4/21/20 and / /20(invoice #'s 5597968 & 559768) 17 cases of Fritos were ordered at a cost of \$505.21 these were 2oz bags and were never served to the inmate population, however the ordered 1oz bags were served to the population twice.

PIZZA

U.S. Foods

Product #	Invoice Date	Item	
0402057	4/9/20	Pizza, CHS WHL 96/4.6 oz Tony's 18 cases	\$693.18
1019520	4/9/20	Pizza, Round 5" 54/5.2oz Tony's 5 cases	\$228.40
1587310	4/14/20	Pizza, 6" round French Bread Tony's 11 cases 60/5.2oz	\$537.02
6428488	4/21/20	Pizza, CHS 2.5" mini Deep Dish RedBaron 25 cases 12/8/1.36oz	\$594.25
7658776	4/24/20	Pizza, PPRNI French Bread, Pizza Parlor 45 cases, 1080 pizzas (Fn.3)	\$1,386.45

New England Foods

105000	4/10/20	Villa Prima Oven Ready 7" Pepperoni 19 cases, 24/8.13oz, 456 pizzas, .58¢ each (Fn.3)	\$265.05
800023	4/24/20	Big Daddy's 16" WG Turkey Pepperoni 20 cases 9/39.92 oz/cs	\$604.80

\$4,309.10 was spent on pizza from the Inmate Food Account on Pizza. Though the inmate population only received it once, it was the Pizza Parlor French Bread Pizza, product #7658776, and 220 pieces of the Villa Prima Pizza product # 105000. The remaining \$2,794.53 worth of pizza(above) was never served to the inmate population.

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ICE CREAM
U.S. FOODS

Invoice #	Invoice Date	Item	
0368381	4/9/20	Ice Cream Sandwiches 35 cases Product # 5109822, 840 Sandwiches	\$576.10
0579828	4/21/20	Ice Cream Sandwiches 60 cases Product # 1258631, 1440 Sandwiches	\$1108.20
0620733	4/23/20	Ice Cream Sandwiches 35 cases Product # 5109822, 840 Sandwiches	\$576.10

The inmate population was only served ice cream sandwiches twice. A generous computation of the inmate population at Norfolk is 1,300 inmates (1,300 sandwiches multiplied by 2 is 2,600 sandwiches served). A total of 3,120 ice cream sandwiches were purchased from the Inmate Food Account, leaving 520 ice cream sandwiches unaccounted for, or \$384.80 worth of ice cream sandwiches unaccounted for.

Invoice #	Invoice Date	Item	
0100831	3/24/20	Ice Cream Cups 60 cases Product # 3550342, 2880 cups	\$873.00

The inmate population was only served ice cream cups once. 2880 cups were purchased, leaving 1580 cups unaccounted for, or \$478.74 worth of ice cream cups unaccounted for. Even if these are served again, there would be 280 cups unaccounted for.

Fn.1 Chicken Stuffed Breast was only served to the inmate population once. 1,800 of these chicken breasts were ordered through the Inmate Food Account. 1,300 served leaves 500, or \$870.00 worth of stuffed chicken breasts unaccounted for, (500 x \$1.74).

Fn. 2 Two sizes of Dole Fruit Cups were purchased from the Inmate Food Account: 10 cases of 36 cups(4oz); and, 30 cases of 12 cups(7oz). A total of 720 cups were purchased. The larger cups were served to 42 inmate Passover meals, twice for a total of 84 cups served to the population. \$478.64 is unaccounted for in Dole Fruit Cups.

Fn. 3 Pork products are prohibited in main line kitchens pursuant to Hudson v. Dennehey where prepackaged Halal meals were denied to the Muslim community on the assurance of the D.O.C. that pork products would be prohibited because of the potential of contamination to prepared meals.

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INVOICES

U.S. FOODS

Date	Invoice #
3/3/20	#2429389
3/10/20	#2663794
3/12/20	#2756552
3/17/20	#2895156
3/24/20	#0100831
3/31/20	#0205420
4/2/20	#0238831
4/7/20	#0327821
	#0327822
4/9/20	#0368381
	#0368382
4/14/20	#0452990
4/21/20	#0579828
	#0579829
4/28/20	#0720350
4/30/20	#0758802

NEW ENGLAND FOODS

DATE	Invoice #
3/9/20	#0013951
3/27/20	#0014185
4/10/20	#0014434
4/14/20	#0014367
4/24/20	#0014618