

July-28-2011  
Thursday

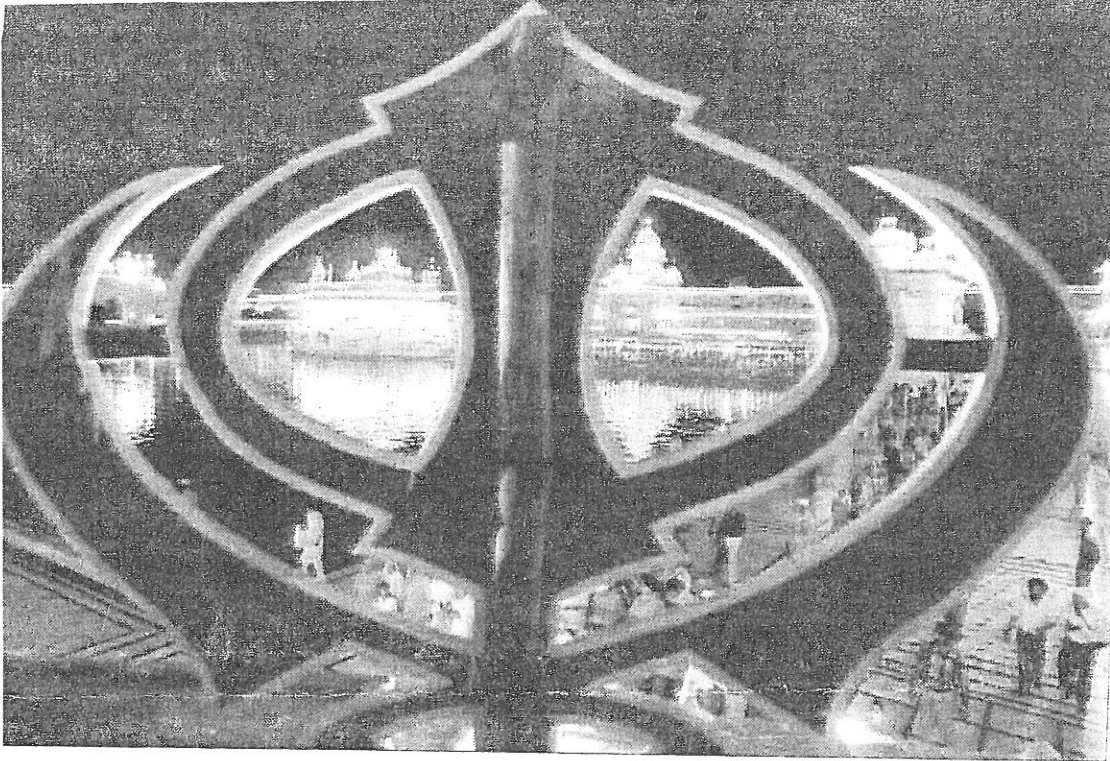
7/22/11  
Friday

### Officials: Prison & hunger strike over

SACRAMENTO — Dozens of inmates at Pelican Bay prison have ended a hunger strike that began nearly three weeks ago, according to a statement released Thursday morning by Corrections Secretary Matthew Cate.

The prisoners, whose demands included an end to a policy that requires them to inform on gang members in order to be released from solitary confinement, agreed to start eating again in exchange for "cold-weather caps, wall calendars and some educational opportunities," Cate's statement said.

11.115



Hey Blog Readers,  
Here's the latest on

- ① CALIFORNIA PRISON HUNGER STRIKE  
- mostly @ Pelican Bay  
- MEMO/letter from outside inmate  
Advocate agency

- ② Medical Care Appeal (602) info  
for inmates.

\*Tell me what you  
readers think!!

Sincerely,  
Michael Singh

T-22165/A4-213  
PO BOX 409020  
DOWNE, Ca 95640

July 22, 2011

Dear Friend,

We hope this letter finds you as well as can be expected. We also hope that you received our letter updating you on an inspiring action that has sparked attention from around the world as thousands of prisoners in California have refused to eat food in protest of torturous conditions of imprisonment for four weeks now.

In our letter we sent you last Thursday, July 14<sup>th</sup>, we did our best to explain the five core demands people up at Pelican Bay developed for this massive action to change conditions in security housing units. We also shared some updates on how people outside have been supporting this action. People around the world—from CA to Canada, to Australia—have held events discussing this action and sharing information with families members and communities, dropping banners in major business districts of cities saying they support this action, holding rallies, press conference, writing letters to legislators and more. In addition to the thousands of prisoners participating in this action, thousands more outside are supporting it.

We're not sure how you have been participating, but we thought it is important for you to know some of this information, so you can share it with other people inside, with your families and friends outside, and also share other information you know with us.

At the end of this week, our mediation team spoke with the leaders at Pelican Bay and confirmed that the CDCR made an agreement with them to end this action. Many participants at Pelican Bay are now eating again, including the leaders. The offer they agreed to included provision of wall calendars and weather caps, as well as possible educational opportunities. More importantly though, which the CDCR has not announced publicly, is that it has promised the leaders that it will investigate possible changes to gang validation and debriefing policies. The leaders told the prisoner-approved mediation team they've been working with during this four-week action, that outside supporters now need to work diligently to make sure the CDCR upholds this promise.

As you may be aware, the CDCR began threatening force-feeding this week, thus the leaders were facing not much of a choice at all—increased or prolonged torture, or death. They decided it was time to fight to live another day and to continue to grow the support that has already started. We are sure you aware, this is not over. The struggle to change conditions continues, and thousands of people internationally who are supporting this action now need to work together to carry this action forward, and we are.

There will be legislative hearings on the conditions in Pelican Bay on August 23<sup>rd</sup> in Sacramento, which we will notify you about again once we have more information of logistics, etc. (that way you can notify your families or other people you know outside, etc. ) Support events and demonstrations are also continuing. Supporters will mobilize in Sacramento again this Monday, July 25<sup>th</sup> to continue pressuring the Governor to do his job overseeing the CDCR and make sure they follow through with their promise. Many events are continuing to happen in New York and outside of CA as well.

We're also aware, as you may be too, that people inside at other prisons are continuing to refuse food. If you know of things you think we should know about, please write to us at Critical Resistance/ Attn.: Whitney/1904 Franklin St. Suite 504, Oakland, CA 94609 or if you can, call us at 510.444.0484 (we accept collect calls).

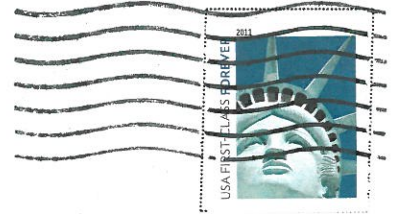
Regardless of your participation in this massive, courageous action, know that thousands of people worldwide support you and stand in solidarity with everyone locked up behind prison walls.

We hope to hear from you soon, and that hearing from us awakens your spirit.

In struggle,  
Your Friends at Critical Resistance

Critical Resistance

1904 Franklin St.  
Suite #504  
Oakland, CA 94612



4-213

Michael Harjeet Singh  
T-22165  
Mule Creek State Prison  
PO Box 409020  
Ione, CA 95640

95640\$9020



AWHC

Fax: 5911

Attention: Norma Apedaile

Please forward all Facility's agenda 5-7 days prior.

Medical Advisory Meeting (MAC)

AGENDA

J. C. BLIM

*Mule Creek State Creek Prison*

*Associate Warden*

*Health Care Services*

**Meeting Date:** July 28, 2011 (every 4<sup>th</sup> Thursday of each month)

**Time/Location:** 1:00 - 2:00 AW Conference Room

**Updates/Information:** Per AWHC: All Facilities' have the same amount of time to submit their agenda to the AW for all MAC meetings, if need to. No submitted agenda will be considered to be used an open forum. This takes time away from the other facilities that have submitted their agenda, to discuss issues that may arise between now and the scheduled meeting.

**"A" Facility Agenda:** Did Not submit July 2011 agenda.

**"B" Facility: Agenda:** Did Not submit July 2011 agenda.

**"C" Facility:**

Issue #1 We are seeking clarification of the promulgation of the new appeal process by your office.  
*Specifically Medical Appeals.*

1. Additional page being required on CDCR 602-A's
2. The new CDCR 602-HC appeal forms
  - Legality
  - Margins
  - Scratched out section on page 2
3. New time lines (Time to file, frequency, etc.)
4. MATS generated 695's

Issue #2 Requesting a copy of the memorandum from the Office of Legal Services advising the Federal Receiver CPHCS is subject to Article 8 of the Title 15.

Issue #3 Discuss P.A.L. (Patient Advocacy Line/Liaison) publishing F.A.Q.'s in regarding the "New" treatment for inmates with hepatitis "C". P.I.N. /P.A.L. creating a list of available vaccinations matrix's for qualification, either in the form of management signs/brochures. The Medical/Dental appeal process

»»»»

AWHC

**Fax: 5911**

Attention: Norma Apedaile

Please forward all Facility's agenda 5-7 days prior.

Issue #4 During the Associate Wardens meeting of February 2011, K. McLean, HPS 1, Appeals, stated the new 602A was to be utilized with medical appeals. No memo was ever published in regard to this. M.A.C. respectfully requests that Medical Appeals publish a memorandum to the population explaining the changes. **It seems inappropriate to ask M.A.C. to publish policy to the population.**

Issue #5 During the Associate Warden meeting of June 2011, it was discussed by all those in attendance that , Medical Records, P.A.L. and Medical return would only accept GA-22's the older "Requests for Interview" (in place of the new NCR-CDCR-22's). No memo was ever published concerning this; M.A.C. published this information in its minutes, but feels it important these departments address these policy type issues themselves. As it represents a departure form the new Appeal Process being promulgated. It also contradicts the information contained within the CDCR production video being shown on the institutional channels in a bi0lingual format.

\*\*\*\* In hope of an informal resolution at the lowest levels please be advised that the position represented by the Men's Advisory Medical Sub-Committee is based on: The 10/30/2005 decision published by the Honorable Judge Thelton Henderson, of the North District Federal Court. The California Administrative Procedure Act, and the Director's Rules Change notice of 1/28/2011 (11-02).

Thanks,

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**Meeting Minutes**

**J. C. BLIM  
ASSOCIATE WARDEN HEALTH CARE SERVICES  
MONTHLY MEDICAL  
MEN'S ADVISORY COUNCIL (MAC) MEETING**

**Mule Creek State Prison**

**Minutes Taken By: N. Apedaile**

**Date: June 23, 2011**

**Time: 1300-1400**

Name	Position Title	Present	Absent
J. Blim	Associate Warden Health Care		X
S. Heatley	CME	X	
R. Dahl	Sr. Psych/EOP	X	
C. Smith	CP&S		X
R. Williams	Lt, HCAU	X	
M. Brady	SRN III		X
K. McLean	Medical Appeals-AGPG	X	
L. Medina	HDM III		X
M. Gwandiku	Pharmacy-PIC	X	
S. Oglesby	Dental	X	
W. Batalo	Pharmacy		X
N. Apedaile	OT-AWHC	X	
A Yard Representatives	Prince, Singh	X	
B Yard Representatives	Field, Vogelsung	X	
C Yard Representatives	Martinez, Renteria	X	

**Summary /discussion of review of local strategic goals and objectives.**

- To ensure effective communication and issue resolution.

To ensure medical concerns on each yard are addressed and corrective action is taken when necessary.

**Summary of Associate Warden's Updates/Information**

- July 2011 Agenda distributed
- June 2011 Medical MAC Meeting Minutes distributed
- For the month of July 2011, this meeting will focus on Medical Appeals for MCSP only.

Per J. Blim, AWHC: All facilities must submit their agenda 5-7 days prior to the MAC meeting, it provides and allows staff to prepare to answer the questions on issues prior to the meeting.

**Facility –A #1 Unitarian Agenda: ACUPUNCTURE / OUTSIDE SPECIALIST**

Issue(s): presented: Is it possible to have acupuncture in place of physical therapy? Why are outside specialists being consulted for our medical and overall their regimens are not being followed?

Discussion: Per Dr. Smith, CP&S: No, acupuncture will be used here. All approved procedures must come from Head Quarters as a directive to be use. Regarding the outside specialist, it is only a medical recommendation. All cases afterwards are reviewed by consultants' here and will be determined by medical team of consultants'. All inmates will continue to receive medically necessary care and recommendations will continue be provided. Dr's and Chief Physician will always review case by case.

Recommendations: Closed

**FACILITY-B #2 UNITARIAN AGENDA: MEDICATIONS AND SIDE EFFECTS**

Issue(s) presented: Would like to have written documentations on side-effect of prescribe medications and why are DOT nurse's using other inmate's to fill prescriptions.

Discussion: Per Dr. Heatley, CME: If necessary, your provider will discuss with you all side effects regarding short/long periods of side effect. Long term side effects you must see Dr.  
Per M. Brady, SRN III: All pill windows and inmates records are spot checked. Medical complies with policy and procedures regarding medication refills.

Recommendation: Closed

**FACILITY B #3 UNITARIAN AGENDA : SECOND MEDICAL OPINION**

Issue(s) presented: When medical diagnosis is given can inmate get a second medical opinion from another medical professional?

Discussion: Per Dr. Heatley, CME, Yes, you do have the right for another opinion but at your own cost/expense if you chose to.

Recommendations: Pending

**FACILITY - C #1 UNITARIAN AGENDA: NON-EMERGENCY PRESCRIPTIONS**

Issues(s) presented: Non-emergency prescriptions are supposed to fill within 24 hours however, it has been taking up to 5 days once an inmate is seen and the prescription is given.

Discussion: Per M. Gwandiku, Pharmacy-PIC, Staff is working very hard to fill out all order entry process.

Per M. Brady, SRN, III, would like all MAC members to pass on to all facilities for all inmates NOT to refuse their medications. It actually puts everyone behind schedule. Plus, new transition in process is coming to MCSP on how you receive your medications; it's called the Blister Card Medication.

Recommendations: Closed

**FACILITY - C # 2 UNITARIAN AGENDA: NON-CUSTODY STAFF: NAME TAG**

Issues(s) presented: Individuals work but do not wear name tag are refusing the give their names to inmates. Are they required to give their names to inmates?

Discussion: Yes, last names, per Title 15 or Dom, all staff must provide to all inmates their first and last name.

Recommendations: Closed

**FACILITY - C # 3 UNITARIAN AGENDA: TRIAGE**

Issues(s) presented: Can we get an update on the retaining of custody staff regarding Triaging inmate?

Discussion: Per Dr. Heatley, CME.: Get names of staff / inmates to resolve the issue on how it's broken-barrier regarding Custody or Medical staff on who is turning inmates away for medical appointments.

**Date of Next Meeting :**

**July 28, 2011 @ 1:00 AWCR**

**Minutes Taken By:**

**Reviewed By:**

*Norma Apedaile*

*J.C. BLIM*

**Norma Apedaile  
Office Technician-AWHC**

**J.C. BLIM  
Associate Warden Health Care**

7-20-2011  
Date



# CALIFORNIA CORRECTIONAL HEALTH CARE SERVICES

## MEMORANDUM

Date : July 22, 2011

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To : Patient-Inmates  
Mule Creek State Prison

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From : Cathy Ruebusch  
Field Coordinator, Nurse Consultant Program Review  
Office of Third Level Appeals-Health Care *C. Ruebusch*

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Subject : Instructions for Patient-Inmates to Complete the New CDCR 602HC,  
Patient/Inmates Health Care Appeal Form

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The following is provided as the instruction for filling out the health care appeal form. Please contact the Health Care Appeals Office at MCSP if you have further questions or concerns.

1. There are two sides to the CDCR 602HC that are filled out in order of use as you submit your appeal at the progressing levels that are stipulated in Title 15 of the California Code of Regulations (CCR) in sections 3084 to 3086. Please read CCR section 3084.2 for specific requirements regarding preparation and submittal of your health care appeal. These directions are exactly the same for both custody and health care appeals. You received training about these regulations in January 2011.
2. Do not fill in content in any space that is marked as "Staff Use Only."
3. You may use any writing instrument (ink of any color or pencil) to print, write or type your appeal content. Please write so it can be read in order to avoid the rejection of your appeal.
4. Please note the instructions on the CDCR 602HC form. They provide guidance for completing the form successfully so as to avoid rejection of your appeal. Please note, you may place only one row of text on each line of the CDCR 602HC. If you place more than one row of text, your appeal may be rejected.
5. Please write your name, using your last name first, followed by your first name, in the space where "name" occurs. Fill in your CDC number in the box provided so you can be identified. Please write your unit/cell number so your appeal responses can be sent to you successfully. Please identify your assignment for further identification purposes.
6. In Section A, please explain your health care concern or issue. This is a medical issue, dental issue or mental health issue, but cannot contain a medical issue mixed with a dental or mental health issue, a dental issue mixed with a medical or mental health issue, or a mental health issue mixed with a medical or dental issue. If you mix your issues, your appeal will be rejected and you will be asked to separate the medical, dental and mental health issues into different appeals. If you need more room to explain your issue, please complete section A on the CDCR 602A just as you would a custody appeal.



# MEMORANDUM

7. In Section B, please write the action you are requesting of health care services. If you need more space, please use section B on the CDCR 602A just as you would a custody appeal.
8. If you have supporting documents you have attached to your CDCR 602HC, please list them and check the box next to "Supporting Documents." Examples of possible supporting documents are a Trust Account Statement, CDCR 7410 Comprehensive Accommodation Chrono, CDCR7362 Request for Health Care Services, etc. Attach only those documents necessary to explain your appeal. It is not necessary to attach copies of medical records unless those records assist you in explaining your concerns. Please do not write on the attached documents in a way that makes them hard to read to avoid the rejection of your appeal.
9. If you do not have supporting documents, please check the box next to the statement, "No, I have not attached any supporting documents" and write a reason for not attaching any, such as, "I do not need supporting documents to explain my appeal," or "I cannot access the supporting documents," or any other reason you have not attached supporting documents. The purpose of this listing or statement there are not supporting documents is to ensure your documents are accounted for, always included with your appeal, and returned to you with your appeal.
10. Please sign and date your appeal below the two boxes about supporting documents before sending your appeal to the Health Care Appeals Office (HCAO) for processing in order to avoid the rejection of your appeal.
11. Place your initials in the box below your signature if you wish to waive your right to receive an appeal interview. Even if you waive your right to interview, please cooperate with any interview that is requested of you from a staff member reviewing your appeal in order to avoid cancellation of your appeal.
12. Turn over the CDCR 602HC and continue your appeal in Section D if you are dissatisfied with the First Level response when it is given to you. Please explain the reason you are dissatisfied, and if you need to attach further supporting documents to explain your reason, do so before submitting to the HCAO. You have 30 calendar days to send your appeal back to the HCAO for second level processing. If you need more space to explain your reason for requesting second level processing, please use the space in Section D of the CDCR 602A just as you would for a custody appeal.
13. Please sign and date your appeal under Section D in order to avoid rejection of your appeal.
14. Continue you appeal in Section F if you are dissatisfied with the Second Level response. Please explain the reason you are dissatisfied and if you need to attach supporting documents to explain your reason, do so before submitting to the Office of Third Level Appeals–Health Care at the address on the CDCR 602HC. You have 30 calendar days to send your appeal the Office of Third Level Appeals–Health Care for third level processing. If you need more space to explain your reason for requesting third level processing, please use the space in section F of the CDCR 602A just as you would for a custody appeal.
15. Please sign and date your appeal under Section F in order to avoid rejection of your appeal.

# MEMORANDUM

16. If you use the CDCR 602A for any section of your appeal, please be sure to sign and date the CDCR 602A when you use for each level of review to avoid the rejection of your appeal. Please do not place more than one row of text on each line of the CDCR 602A to avoid the rejection of your appeal.
17. If you wish to withdraw your appeal, please write the reason you wish to withdraw your appeal and any conditions that you attach to the withdrawal. For example, if you want to withdraw your appeal because the doctor told you that he would order a test for you, please write that reason so you may resubmit your appeal in the future if you do not receive the test and are dissatisfied.
18. Please sign and date your withdrawal under the "Request for Withdrawal" section. Please ask a staff member to witness your withdrawal to ensure you are really withdrawing your appeal and to avoid someone else faking your withdrawal. Only you may withdraw your health care appeal and your appeal will not be withdrawn without your signature and that of a staff witness.