

PRISONERS' LEGAL SERVICES
formerly known as
Massachusetts Correctional Legal Services
10 Winthrop Square, 3rd Floor
Boston, MA 02110

617-482-2773; WATS 800-882-1413
FAX 617-451-6383
State Prisoner Speed Dial *9004#
County Collect Calls 617-482-4124

March 26, 2012

Timothy Muise (W66927)
MCI-Shirley
PO Box 1218
Shirley, MA 01464

RE: SUICIDE OF SCOTT ROSE

Dear Mr. Muise:

Thank you very much for the information that you provided re: Mr. Rose. I informed Attorney Lauren Petit about your voicemail last week; she is meeting to gather information from witnesses and she has added you to the list of people to see. I also provided her with the letters that I received from you today.

Regarding the October issue of "Mass Dissent" being deemed contraband, as I stated previously in my letter dated November 21, 2011, PLS is not going to take unilateral action to pursue litigation, but we are willing to provide the NLG or the ACLU with advice and support upon their request.

Based on the letters that you sent me, it is also unclear whether the matter has already been resolved between the NLG and MCI-Shirley. Ms. Masny-Latos indicated in her letter in January that that the NLG planned to take legal action if the issue was not distributed within 30 days. The following month, Superintendent Ryan's letter indicated that the issue would be distributed.

Sincerely,



Tatum Pritchard
Staff Attorney

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March 19, 2012

Timothy Muise
MCI-Shirley Medium
P.O. Box 1218
Shirley, MA 01464

RE: ABUSE IN PRISON HOSPITAL

Dear Mr. Muise:

Thank you for your letter concerning James "Rocko" Romano. I would like to speak with you about that incident and to see whatever materials you do have on the matter. I will look to call you out on my next visit to Shirley. I am not sure when that will be, but will try to keep you apprised. In the meantime, I could send medical releases to Mr. Romano, but was advised that he may not be competent even to fill out or sign those. Do you know if this is the case, or if he has a guardian or proxy to whom I should turn?

With regard to the larger issues at the Shirley HSU, we have heard from enough people with health problems at Shirley to realize that there is a problem. I am sure you know of other prisoners from whom we have not heard, or issues with which we are not familiar. I co-chair our Health Care Project with Al Troisi, and I would be happy to discuss these issues with you. I know you and other prisoners disagree with some or all of our work at times, our decisions to litigate or not to litigate, etc. I cannot make any guarantees about how we will use our limited resources in the future, but I can say that we are frequently reassessing our priorities and strategy, particularly in the area of health care, and that we are always open to feedback or suggestion.

I hope to get out to Shirley soon, and will meet with you then.

Sincerely,



Joel H. Thompson
Staff Attorney



The Commonwealth of Massachusetts
Executive Office of Public Safety and Security
Department of Correction



Deval L. Patrick
Governor

MCI-Shirley
P. O. Box 1218
Shirley, Massachusetts 01464
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www.mass.gov/doc

Luis S. Spencer
Commissioner

Timothy P. Murray
Lieutenant Governor

Peter A. Pepe, Jr.
Katherine A. Chmiel
Deputy Commissioners

Mary Elizabeth Heffernan
Secretary

Paul L. DiPaolo
Acting Deputy Commissioner

Kelly A. Ryan
Superintendent

March 23, 2012

RE: SUICIDE CRISIS
COMPLAINT

Timothy Muisse, W66927
MCI Shirley
P.O. Box 1218
Shirley, MA 01464

Dear Mr. Muisse:

I am in receipt of your letter to Undersecretary Sandra McCroom which was forwarded to Commissioner Spencer and then my office for a response.

I understand your concerns in this matter and would recommend that you speak with Deacon Rogers so that he may help you through this troubling time.

Sincerely,

Kelly A. Ryan
Superintendent

KAR/dm

CC: Luis S. Spencer, Commissioner
C12-INM14737
Deacon Arthur Rogers
File

Timothy J. Muise, No. W66927
MCI Shirley
P.O. Box 1218
Shirley, MA
01464-1218

March 21, 2012

His Excellency Deval Patrick
Governor of the Commonwealth
State House
Room 360
Boston, MA
02133

Re: ONGOING STAFF MISCONDUCT at MCI SHIRLEY - UNSUPPORTED INVESTIGATION
DECISION & REQUEST TO "REOPEN" INVESTIGATION OF FRANK GARCIA

Dear Governor Patrick:

Enclosed please find a package of materials which I hope clearly displays to your office a situation I am involved with here at MCI Shirley. I am being retaliated against due to my reputation as a prisoner rights activist. I am also being denied the protections of the Department of Corrections policies for barring such retaliatory conduct. I have made an honest effort to work within my captors framework, but again the system has failed me. I plan to make a big deal out of it.

As you know we had another prisoner suicide (I had previously contacted your office about this fact). The hopelessness that cause a man to choose death over another day of life in a Massachusetts prison stems from this failed administrative system that is at the heart of my complaint. I am far too strong for the jailer to ever get me down, and that is a gift from God, but I take that as a duty to fight the abuser. An alcoholic guard with an extremely poor attitude singled me out for abuse. He attempted to place me squarely in harms was by placing inappropriate prisoners in my cell with me, outside of policy. He did this twice in one week! In the results of the investigation report they totally ignore this fact that I had made quite abundantly clear to them. That situation could have gone very bad, both for me and the system in general, more bad publicity on the heels of this suicide would only harm your efforts.

You know that I am not afraid to speak out, and most times it is about systemic failures, but right now I am being targeted, and I won't put up with it. Neither will my supporters.

As such governor Patrick I would ask that your office assist me in having this investigation reopened and conducted professionally. Thank you.

Respectfully Yours,



Timothy J. Muise

cc] file



The Commonwealth of Massachusetts
Executive Office of Public Safety and Security
Department of Correction



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Superintendent

March 23, 2012

Timothy Muise W66927
MCI Shirley
P.O. Box 1218
Shirley, MA 01464

RE: STAFF MISCONDUCT


Dear Mr. Muise:

Your letter to Governor Patrick was referred to the Commissioner and then referred to me to respond.

Please be advised that the Department of Correction has an investigations unit who handles issues regarding staff.

I trust this addresses your concerns in this matter.

Sincerely,


Kelly A. Ryan
Superintendent

KAR/dm

CC: Luis S. Spencer, Commissioner
C12-INM14732
File