

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF CORRECTION

INMATE GRIEVANCE FORM

FORWARD TO INSTITUTIONAL GRIEVANCE COORDINATOR (IGC)

Name MUISE TIMOTHY J Grievance# 58617 Institution MCI SHIRLEY (MEDIUM)
Commit No. W66927 Housing E-2 Date Of Incident 20120412 Date Of Grievance 20120413

Complaint **** THIS IS A "STAFF MISCONDUCT" GRIEVANCE ****
On Thursday, April 12, at 6:05 PM, I was instructed by Unit E-2 C.O. [redacted] to report to the HSU to see the 3-11 Shift HSU Supervising Lieutenant [redacted] (Phonetic Spelling). Upon my arrival to the HSU the Lieutenant asked me to have a seat in the holding cell. Within a couple of seconds a woman appeared and said, "My name is Dr. [redacted] and you sent a letter to the Boston Globe with my name in it and I wanted to ask you about it." I responded, "I will not be providing you with any answers." She stated, "Well I have never met you before and I wanted to ask you why you sent a letter to the Globe and who gave you your info." I replied, "Again, I am not going to be providing you with any answers to your questions." I then said to the Lieutenant, who was present during the entire interaction, "I do not want to be called up here unless it is for medical or official DOC reasons."

**** CONTINUED ON ADDITIONAL SHEET OF PAPER**** Continued ...

INSTITUTIONAL GRIEVANCE of 4/13/12

Staff Misconduct - Dr. [redacted]

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****ADDITIONAL PAGE****

Continued ... The Lieutenant then struggled for words, but eventually said, "This is a DOC reason." I responded, "I will handle that my own way." I then left the HSU and returned to my housing unit where I called my sister and asked her to document this misconduct with my lawyer.

Dr. [redacted] and the HSU 3-11 Shift Lieutenant abused their official capacities to engage in personal business, the conducting of a personal inquiry of me about my protected free speech rights. I have no Psyche Services/Mental Health history, have no professional relationship with Dr. [redacted], and have never requested to be seen by her or any of her other head-shrinkers. This is a blatant staff misconduct.

Respectfully Submitted,

X (signed)
Timothy Muise
MCI Shirley
P.O. Box 1218
Shirley, MA
01464-1218

↑ ↑
ORIGINAL COMPLAINT
"GRIEVANCE"
H

cc: file
ACLU/Att. Reinstein
D. Patrick

(2)

remedy requested

I want both employess disciplined to the full extent of policy. I want both parties to refrain from involving me in personal business in their professional

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Commit No. W66927 Housing E-2 Date Of Incident 20120412 Date Of Grievance 20120413

capacities. I want my First Amendment - free speech - rights protected by my captors.

Staff Recipient Bariamis Timothy CO III
Staff Involved PSYCHIATRIST CO III
Signature

RECEIPT BY INSTITUTIONAL GRIEVANCE COORDINATOR

Date Received 20120416 Decision Date 20120419
Signature CO III
Final Decision DENIED
Decision Your allegations do not rise to the level of staff misconduct.
Signature Date

* DECISION *
v

Denied grievances may be appealed to the Superintendent within 10 working days of Institution Grievance Coordinator's decision.

INMATE RECEIPT

Name MUISE TIMOTHY J Institution MCI SHIRLEY (MEDIUM)
Commit No. W66927 Grievance# 58617 Date Received 20120416
Signature CO III

COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF CORRECTION

INMATE GRIEVANCE APPEAL FORM

FORWARD TO SUPERINTENDENT

Name MUISE TIMOTHY J Institution MCI SHIRLEY (MEDIUM)
Number W66927 Housing E-2 Appeal Date 24-APR-12 Date Of Grievance 13-APR-12
Appeal Received Date 26-APR-12

APPEAL *
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Appeal Again the Institutional Grievance Coordinator has rendered a decision which is outside of policy and Massachusetts law, but which even more egregiously is an attempt to shield his fellow employees from discipline for their misconduct. My grievance is a clear case of staff misconduct. Lt. _____ and Dr. _____ abused their official capacities by engaging in a personal interview of me about free speech I engaged in via the public forum. Lt. _____ called me to the HSU, in his full and official capacity, so that Dr. _____ could question me about a letter I had written to the Boston Globe about suicides. Their information was garnered from sources outside the prison and their actions had absolutely nothing to do with official prison business. Dr. _____ wanted to conduct a "personal" inquiry of me, and this is clear as I have NO professional connection to her (I have NEVER been a patient of Psyche Services or Mental Health), and Lt. _____ made the false claim to me verbally that his was in fact "official" DOC business. It is clear it was not, and it is further clear that these employees abused their official capacities to conduct a personal interview of me about First Amendment protected free speech I engaged in. Grievance Officer renders such a self-serving and improper answer in this matter. This is another clear case of the fox investigating the murder in the chicken coop.

Remedy Requested I want both of the listed employees disciplined to the full extent of policy. I want the IGC investigated for rendering his self-serving, conspiratorial answer. I want to be free from this type of abuse. I want my First Amendment, free speech, rights protected by my captors.

Staff Recipient _____ CO III

Signature _____

DECISION BY SUPERINTENDENT

* DECISION *

Appeal Received Date 26-APR-12 Decision Date 01-MAY-12 Decision Referred to Internal Affairs

Decision By Deputy SUPERINTENDENT

Reasons referred to IA

Signature Gregory Miller Date 5/1/12

INMATE RECEIPT

Inmate's Name MUISE TIMOTHY J Institution MCI SHIRLEY (MEDIUM)

Number W66927 Appeal Received Date 26-APR-12

Staff Recipient _____ CO III

Superintendent's Signature _____