



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



MCI-Shirley
P. O. Box 1218

Shirley, Massachusetts 01464
(978) 425-4341, Fax (978) 514-6601

www.mass.gov/doc

Deval L. Patrick
Governor

Timothy P. Murray
Lieutenant Governor

Mary Elizabeth Heffernan
Secretary

Luis S. Spencer
Commissioner

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

Paul L. DiPaolo
Acting Deputy Commissioner

Kelly A. Ryan
Superintendent

MEMORANDUM

TO: Timothy Muise, W66927
FROM: Kelly A. Ryan, Superintendent
DATE: May 7, 2012
RE: Staff Misconduct

Your complaint dated April 13, 2012 alleging staff misconduct will be reviewed administratively to determine if further action is necessary.

If deemed appropriate for further administrative action, an inquiry or an investigation will be completed and appropriate actions taken.

Upon administrative review and action, investigations are kept confidential and only made available on a "need to know" basis. Therefore, you may not receive any further correspondence of such action, if any is taken.

KAR/lms

Timothy J. Muise, W66927
MCI Shirley
Unit E-2, Cell No. 55-B
P.O. Box 1218
Shirley, MA
01464-1218

April 30, 2012

Ms. Kelly Ryan
Superintendent
MCI Shirley
P.O. Box 1218
Shirley, MA
01464-1218

IPS

Re: REPEATED CELL SEARCHES / POSSIBLE RETALIATION

Dear Superintendent Ryan:

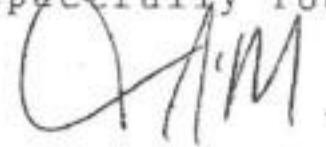
The past three (3) weekends in a row, on the 3-11 shift, my cell has purportedly been the IMS cell scheduled for a "random" search. All three (3) times the officer there to search my cell was C.O. [REDACTED] who conducted the searches in a professional and within policy manner. C.O. [REDACTED] said to me last night (Sunday, April 29, 2012), while conducting the most recent cell search, "Who did you make mad? It seems like I'm searching your cell every weekend." As these cell searches are supposed to be "random" I am curious as to how I could end up being the one who gets searched three (3) weekends in a row?

This situation gives me pause to think that these repeated cell searches may be an effort in retaliation by whomever it is that assigns the searches. My complaints about conditions of confinement, which I always endorse clearly with my name, always open the possibility for such retaliation, but I will NEVER tolerate such, nor will my numerous supporters.

As such I ask that your office conduct an inquiry as to why my cell was searched the past three (3) weekends. Please ensure that whomever it is that schedules these cell searches is not doing so in a retaliatory manner. I will attempt to address this matter in house, through your office, before I seek intervention from outside the razor wire. My hopes are that you can clear this up for me.

Thank you so much for your time and anticipated prompt attention to this matter. My prayers will be to hear back from your office in the very near future.

Respectfully Yours,



Timothy J. Muise, W66927

RECEIVED

cc: file

MAY 1 2012

MCI SHIRLEY
SUPERINTENDENT'S OFFICE



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Superintendent

Inmate Timothy Muise
W66927
E-2, cell # 55
MCI Shirley

May 4, 2012

Mr. Muise,

Your correspondence addressed to Superintendent Ryan dated April 30, 2012 has been referred to me for response.

Your cell was searched on April 14, April 22 & April 30, 2012. Please be advised that random cell searches are computer generated. Also please be reminded, however, that you are subject to a search of your person, your property and/or your cell at any time and at any frequency as deemed appropriate or warranted.

I trust this addresses your concern.

Lieutenant [REDACTED]
Investigations
MCI Shirley

Cc: Kelly Ryan, Superintendent
file