

SHIRLEY WORLD DIARIES
"LET THE DOCUMENTS SPEAK!"
by TIMOTHY J. MUISE

WHAT FOLLOWS ARE THE "FIRST ROUND" OF DOCUMENTS REFLECTING THE HISTORY OF MALFUNCTION AT MCI SHIRLEY = OR SHIRLEY WORLD AS WE HAVE SADLY COME TO KNOW IT AS.

PLEASE READ THROUGH AND LET ME KNOW WHAT YOU THINK? I PLAN ON POSTING MORE DOCUMENTS IN THE COMING WEEKS AS THEY ARE MADE AVAILABLE. ALL COMING FROM MY "SUITE" IN SOLITARY CONFINEMENT! YOU CAN'T KEEP A GOOD MAN DOWN! 😊

MORE TO COME...



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



March 31, 2013

SENT PACKING!

Luis Spencer
Commissioner of Correction
Department of Correction
50 Maple St., Suite #3
Milford, MA
01757

PRIVILEGED MAIL

Re: FAMILY REUNIFICATION PROGRAMS WITHIN THE DOC / YEA or NAY

Dear Commissioner Spencer:

Possibly you could inform me if the department is still in favor of "Family Reunification Programs" as it states on its website and in its annual report. It appears that "Team DOC" (or at least the squad here at MCI Shirley) are not adhering to their professed game plan.

We have been attempting to have the "Family Reunification Program" here at MCI Shirley since 2011. We have received nothing but excuses and mixed messages from the Deacon and the Deputy here. This program was held, to great acclaim, three (3) times thus far at MCI Norfolk. What is the problem here at MCI Shirley?

Just recently we were given three (3) separate "excuses" by Deacon Art Rogers as to why the program did not take place on its scheduled dates;

- 1) The Office of Christopher Mitchell had some "problems" with the proposal and it had to be modified. The funny thing is that Director Mitchell claims to know nothing about that.
- 2) That the "format" that the program was proposed on was the wrong one and that it had to be resubmitted. And now,
- 3) That Deputy Karen DiNardo says these programs are "not running" anymore in the DOC.

It was downright disrespectful for Deacon Art and Deputy DiNardo to keep Professor Stephen Pope, from Boston College, waiting for two (2) years to facilitate a program it seems neither one of them support. Professor Pope was eager to run this wonderful program here but instead the administration would rather have the facility rise to number one in drug use in your system. How do you let them get away with it?

Please let me know if they are a "Yea" or a "Nay? You may want to change your website (and annual report) or at least for here at MCI Shirley.

Respectfully Yours,

Timothy J. Muise

W66927

cc: file
A. Cabral

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

APR 24 2013

COMMUNICATIONS UNIT
DEPARTMENT OF CORRECTION

April 22, 2013

NOT
MISSED

Luis Spencer
Commissioner of Correction
50 Maple Street
Suite #3
Milford, MA
01757

PRIVILEGED MAIL

Re: RESOLUTION OF PURPORTED "UNDERSTAFFING" ISSUES at MCI SHIRLEY

Dear Commissioner Spencer:

My hopes are that your office can instruct your subordinates here to begin operating the prison at full operating capacity. For close to a year this facility has operated at a limited capacity, with the law library, school, programs, and religious services, shut down on varying nights. Your experience as a former superintendent lends you the knowledge that such closures, and the inability of men to access positive activities, results in men engaging in counter-productive activities (i.e. drug use, alcohol use, tattoo art, gambling, etc.) which diminish public safety rather than enhance it.

LIMITED
"WITS"

Captain Stubbart (the evening shift commander) instructed us that Deputy Karen DiNardo had issued an "order", via email, that he not open the school building on certain nights, not open the voc ed building on other nights, and to force men to hold religious groups and programs in classrooms rather than the prison chapel. When recently questioned about the "new hires" here at the prison, creating higher staffing levels, Captain Stubbart said that Deputy DiNardo's "order" is still in place. I have to say this perplexes me. This Friday night the recreation coach "Fred" was asleep in the break-room of the school building while the gym and voc ed building were closed. There was an officer with him in the school building (who did in fact stay awake and do his job) but the rec coach was dreaming of greener pastures. Most nights when the school building is closed (especially when Sgt. McGarvey is working) there are two or three guards (a mixture of sergeants and line guards) hanging out in the break-room of the school building, but the building is still closed. Many nights we have two (2) captains patrolling the walkways (Stubbart and Hebert), but they cannot find one (1) guard to open the Chapel (voc ed bldg.) for religious services/programming. Volunteers vocally complain. Program attendance is depleted, but no one seems to care. When men from groups, volunteers, clergy, or anyone else seek answers it all seems to point back to Deputy DiNardo. Is she the new superintendent here?

REAL
DDLT

With the numerous new hires here at the prison I cannot see a reason, other than guard apathy and administrative neglect, that the yard, gym,

school building, and voc ed (Chapel), should not be open every night. Public safety demands such. I am personally enrolled in the "Alpha Program" on Friday evenings and I have watched as attendance has declined since the Chapel was ordered closed by Deputy DiNardo on Friday nights. The volunteers are angry as they make the long trip here only to be stuck in a classroom instead of the Chapel. It is a religious program that requires the Chapel. no one here cares. We need you to care.

68% of the DOC budget goes to salary. How can there not be enough guards? You and I both know there is a 2.2 to 1 prisoners to staff ratio in your department. When the news gets out that the prison is "closed due to lack of interest" someone will have egg on their face. The buck stops with you. Please intervene.

Thank you.

ANOTHER "REC COACH" PULLED A
GUN ON "FRED" IN THE
PARKING LOT!

Respectfully Yours,



Timothy J. Muisse, #W66927
MCI Shirley

"SGT." McBARVEY WAS PROMOTED TO "LT." McBARVEY FOR TAKING
SUCH QUALITY NAPS!

cc: file



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

Andrea J. Cabral
Secretary

Luis S. Spencer
Commissioner

Katherine A. Chmiel
Paul L. DiPaolo
Peter A. Pepe, Jr.
Deputy Commissioners

Kelly A. Ryan
Superintendent

June 3, 2013

Timothy Muise W66927
MCI-Shirley / C-2
P.O. Box 1218
Shirley, MA 01464

Dear Mr. Muise:

Your letter to Commissioner Luis S. Spencer dated April 22, 2013, regarding allegations of "understaffing" issues at MCI-Shirley, has been referred to me for response.

I have reviewed your letter and offer you the following. Due to a variety of issues, a directive was issued department-wide to consolidate programming. The recreation, library, religious, and programming schedules have been reviewed and restructured to allow for appropriate space for the scheduled programming. As you note, some volunteer programs have been relocated, however, the services of recognized religion are conducted in their designated place of worship on the designated worship day(s).

Although there have been basic training classes conducted, it has not offset the staffing needs department-wide. I have spoken with the Captains and they do make rounds each shift and are available to speak with volunteers, staff, and inmates. I will not discuss the staffing of this facility with you but can assure you that all programming, recreational and religious needs are addressed in an appropriate manner.

If you have further questions, please feel free to contact me.

Sincerely,

Kelly A. Ryan
Superintendent

→ RUBBER STAMP

cc: Luis S. Spencer, Commissioner
Karen L. DiNardo, Deputy Superintendent
File C13-INM17145
File

→ JILTED, ANGRY SOUL

PURE
BULLSHIT!

MORE CRAP!

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

June 17, 2013

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

PRIVILEGED MAIL

Re: CLOSURE OF LIBRARY/SCHOOL BUILDING - STAFFING

Dear Superintendent Ryan:

I continue to have serious concerns and questions over the claims of "understaffing" here at MCI Shirley which is blamed for the closure of rehabilitative opportunities. Let me give you another case in point;

On Sunday afternoon, June 16, 2013, there were three (3) guards assigned to the yard [CO Williams, CO Goodsell, and CO Smeltekop]. They sat very comfortably while the school building/library was closed. Also on duty that afternoon were Lt. Irwin, Lt. Cormier, Sgt. Murphy and Sgt. Charleston. Lt. Irwin was able to make rounds and Lt. Cormier was available to conduct pat searches on the way to the yard, but not one guard could be secured to open the school building. It continues to perplex me, and I believe will perplex the taxpayers when they find out. My interests are to be able to access all rehabilitative opportunities. Partial operations, with guards basking in the sun out in the yard, diminish my quality of rehabilitation. Staff seems more concerned with excess water bottles, extra rolls of toilet paper, and antenna wires sticking out of windows than they are with rehabilitation. The attitude of your Unit Team Lieutenant is horrible and I have always been taught that attitude is reflective of leadership. It is folly to allow Deputy DiNardo to instill attitude in your unit team. Disrespect breeds disrespect, but the opposite is also true. You must set the tone.

I am asking that you please see to it that when there is adequate staff that all operations are functioning. It is very obvious to me that your staff are fully abusing these so called "understaffing" claims. There must be oversight.

I know I am probably hoping against all hope but I would ask that you ensure operations are "open" and that your unit team focuses on the bigger picture rather than being a punitive, nit-picking, attitude patrol. Thank you.

RECEIVED

JUN 19 2013

MCI SHIRLEY

Sincerely,



Timothy J. Muise

NOW
AN
"IP"
ASS

RIDE THE
"IRVIN"
TRAIN!



Deval L. Patrick
Governor

Andrea J. Cabral
Secretary

The Commonwealth of Massachusetts
Executive Office of Public Safety and
Security

Department of Correction

MCI-Shirley

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Luis S. Spencer
Commissioner

Katherine A. Chmiel
Paul L. DiPaolo
Peter A. Pepe, Jr.
Deputy Commissioners

Kelly A. Ryan
Superintendent

June 24, 2013

Timothy Muise W66927
MCI-Shirley / C-2
P. O. Box 1218
Shirley, MA 01464

Dear Mr. Muise:

Your letter to Superintendent Kelly A. Ryan, dated June 17, 2013, regarding staffing, has been referred to me for reply.

Please be advised that this issue was responded to on June 3, 2013. A copy of the letter is attached. The direction remains status quo through the completion of the fiscal year.

If you have specific allegations to relay, please do so. Your negative editorial commentary regarding corrections professionals is not appreciated.

Sincerely,

Karen L. DiNardo

Karen L. DiNardo - ANGRY WENCH
Deputy Superintendent

cc: Kelly A. Ryan, Superintendent
File

Enclosure

TOUGH SHIT!

"CORRECTIONS PROFESSIONALS?"

ARE YOU SHITTING ME?

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

RECEIVED

July 1, 2013

JUL - 2 2013

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

MCI SHIRLEY
SUPERINTENDENT'S OFFICE

PRIVILEGED MAIL

Re: SUNDAY SCHOOL BUILDING CLOSURES

Dear Superintendent Ryan:

On Sunday, June 30, 2013, the school building was closed for both the morning and afternoon movements. There were two (2) guards posted in the yard for the afternoon movement: CO Williams and CO Tosti. Sgt. Garcia-Sturges seemed to be floating around as well, but still the school building could not be opened. The programs building is not staffed on weekends, but it still appears that the prison cannot operate at full capacity.

It is my right, under G.L. c. 124, § 1(e), to be rehabilitated. I offer that it is damaging that right to have a prison that is only partially operating. The staffing of the school and vocational buildings must become as important as the staffing of the towers and vehicle trap in order to reduce recidivism. You never "close" the towers. You never "close" the vehicle trap. Why then are education, programming and religious opportunities closed?

My hopes are that you may be an advocate for full staffing. The guards union has crippled your prison. Someone must speak out. As I am sure you are aware I always will from my restricted, but ever broadening, platform. My hopes are that you would consider meeting with prisoners here to discuss expanding opportunities here. There should not be this great disconnect between your office and the lives you are duty charged with overseeing. I would be more than willing to assist you in arranging such a meeting. Just let me know. Common ground can always be found if parties are willing.

Thank you for your time and anticipated attention to the needs of the prison as well as consideration toward meeting with your wards.

Respectfully Yours,



Timothy J. Muisse, #W66927

cc: file

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

July 4, 2013

Karen DiNardo
Deputy Superintendent
MCI Shirley
P.O. Box 1218
Shirley, MA
01464-1218

Re: CLOSING OF "LIBRARY" PORTION OF SCHOOL BUILDING - JULY 4, 2013

WHAT A LAZY BASTARD!

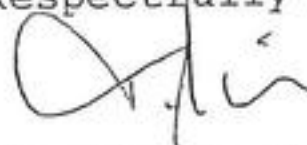
Dear Deputy DiNardo:

On Thursday morning, July 4, 2013, CO Swanfeldt was assigned to the post in the school building. He informed me that the "Shift Commander" had ordered that only the "law library" portion of the school building be opened while the "library" portion of the building was to remain closed. I informed CO Swanfeldt that each day only one (1) guard is assigned to the school building and that both the law library and regular library remain open, along with classrooms. I asked him why today was different and he stated it was the call of the shift commander. I asked who the shift commander was and CO Swanfeldt informed me it was Captain Kenneway.

I am uncertain if the shift commander did in fact issue such an order, all I can offer is that CO Swanfeldt said that he did. My concerns are that this may become some type of practice here. As you know our access to the building is already limited by purported "understaffing" and any further limitations on access would prove detrimental to rehabilitation and access to the courts. The school building is regularly staffed by only one (1) guard with all activities able to operate. I would ask that you look into this matter and ensure that the entire building is available when it is open. I can see no penological interest in closing the general library while opening the law library, or vice versa.

Thank you for your time and anticipated attention to this matter. My hopes would be that you notify me of your findings/conclusions.

Respectfully Yours,



Timothy J. Muise

cc: file



Deval L. Patrick
Governor

Andrea J. Cabral
Secretary

The Commonwealth of Massachusetts
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Department of Correction

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Luis S. Spencer
Commissioner

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

Kelly A. Ryan
Superintendent

July 11, 2013

Timothy Muise W66927
MCI-Shirley / C-2
P.O. Box 1218
Shirley, MA 01464

Dear Mr. Muise:

I am in receipt of your letter dated July 4, 2013 and a letter dated July 1, 2013 to Superintendent Kelly A. Ryan, regarding building access and staffing.

I have reviewed your letters and offer you the following. The school building is closed every Sunday during the morning and afternoon movements in accordance with the program schedules. This allows for the Voc/Ed Building to be open for the observance of religious services in the chapel.

I spoke with the shift commander in regards to your observation of the law library being open and the general library being closed. Captain Kenneway indicated that he was able to assign a staff person to the school building on July 4. There may have been miscommunication with this staff person, as the captain was not aware that only the law library was open, however, that was his motivation for opening the building.

I would like to reinforce that classrooms and other space in this facility are not accessible to inmates unless there is a scheduled program with staff or volunteer supervision.

It is also significant to note that the shift commander is unable to predict emergencies and has the authority to utilize staffing as he sees fit.

I thank you for your observations.

Sincerely,

Karen L. DiNardo → "THE TILTED"

Karen L. DiNardo
Deputy Superintendent

cc: Kelly A. Ryan, Superintendent
File

COINED
"TOUGHEST BEAT
IN THE STATE..."
REAL JERK!



Deval L. Patrick
Governor

Andrea J. Cabral
Secretary

The Commonwealth of Massachusetts
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Security

Department of Correction

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Luis S. Spencer
Commissioner

Katherine A. Chmiel
Paul L. DiPaolo
Peter A. Pepe, Jr.
Deputy Commissioners

Kelly A. Ryan
Superintendent

September 12, 2013

Timothy Muise W66927
Souza Barnowski Correctional Center / HSU
Harvard Road
P.O. Box 8000
Shirley, MA 01464

Dear Mr. Muise:

I am in receipt of your letter dated September 7, 2013, regarding Saturday closure of school building at MCI Shirley.

Please be advised, the closing of the school building the past few Saturdays was brought to my attention. Upon looking into the situation, it was determined that due to a change in shift commanders and miscommunication, the school building has been closed. The situation has been rectified and the school building will be open on the weekends, as stated on the posted schedule.

Sincerely,

Karen L. DiNardo = PINNOCHIO

Karen L. DiNardo
Deputy Superintendent

cc: File

YOUR NOSE IS GROWING!

STOP
THE
BULLSHIT!

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

July 7, 2012

Ms. Karen DiNardo
Deputy Superintendent
MCI Shirley
P.O. Box 1218
Shirley, MA
01464-1218

DIED IN THE
HSU
FROM
"NEGLECT"

Same Ltr
to SPT -
SHE will respond

KRM
7/9/12

Re: FRANCIS SOFFEN, #W34022 - POWER OF ATTORNEY

SHE was checking
DOC legal

Dear Deputy DiNardo:

I am safely in receipt of your letter of July 6, 2012, in which you respond to my June 7, 2012, letter to Superintendent Ryan concerning Frank Soffen. I am very disappointed in your response, as I always viewed you as a more compassionate individual, but I guess prison hardens both prisoners and administrators.

THE BASTARDS!

Superintendent Ryan's new "directive" does not trump Frank's constitutional right of access to the courts. Frank cannot use the satellite law library, as he is too debilitated, and it is a fact that the law clerk who visits the HSU cannot handle Frank's needs. That law clerk has admitted such to me, as well as has offered me an affidavit stating same, but I told him it was not required at this time. I was stunned to read that you, "Question how my credentials prove to be superior." All I can say is that I have prepared over thirty (30) parole packages for second degree lifers, many of whom are home today, as well as just had a disciplinary report vacated in the Suffolk Superior Court on June 25, 2012. I have many other legal victories, but I won't bore you with the details. I help lifers get out and stay out - those are my credentials. I am a DOC certified law clerk, but we know that means little, but mostly I am self-educated in the law. My best credential is I care for Frank - he is my Catholic brother, and I can help him. My years of experience, as a Board member of the Lifers' Group, Inc., allowed me to become one of the most proficient men in the system in perfecting parole packages.

Enclosed you will find a "Power of Attorney" Frank has afforded me. My request is reasonable - to meet with Frank in the HSU Satellite Law Library for one (1) hour per week. My prayers will be that we can agree to this amicably. I would be willing to test my "credentials" in another civil litigation, but why is that required? Frank needs help, I can give it to him, and I know have the legal right to act on his behalf. These matters should never be adversarial.

I will take you on your word that Frank's health is, "the priority at this time, but I cannot, and will not, sit back while he dies over in the HSU.

Karen Dinardo - Re: Soffen W34022 / grievance #69767

From: Paul Henderson
To: Bariamis, Timothy
Date: 12/6/2013 2:28 PM
Subject: Re: Soffen W34022 / grievance #69767
CC: Dinardo, Karen; Melville, Margaret; Ryan, Kelly

Please send to DOC legal and CC the Superintendent. In regards to the grievance, I never had a conversation with Inmate Soffen in regards to Deputy Dinardo denying anything. I simply stated that I believed he already had a power of Attorney in the past and that I wanted to check with Deputy Dinardo first prior to notarizing another one as I have concerns as a notary. My first goes with what Legal has already stated in regards to one inmate having control of another. Inmate Soffen can hardly sign his own name and my observations of him indicate that he is often confused. With that said I do not believe that he authored the original document and I am not sure if he has the ability to understand what the document language actually states. With that said I will not notarize another Power of Attorney letter for him from Inmate Muise as requested.

*Paul J. Henderson
 Director of Security
 Department of Correction
 MCI Shirley
 (978) 425-4341 Ext. 4210*

>>> Timothy Bariamis 12/6/2013 11:25 AM >>>

Sir,

Please review complaint below (which appears to have been authored by Muise) and advise. You probably already know, but the DOC is not required to provide Notary Services, and DOC Legal has worked on this in the past. I will send the email, which is approx. a year old, that relates to Soffen/Muise. In the email, DOC Legal's Margaret Melville asks me to send her grievances related to the Power of Attorney issue. Ok to do that?

Thanks,
 Tim

COMPLAINT:

I requested to have a "Power Of Attorney" (legal document) notarized here at the facility. Director of Security Paul Henderson (the purported Notary Public) took the legal document from me stating, "I have to look into this Frank." I was then informed by the HSU Law Library Clerk that DOS Henderson had informed him that Deputy Karen DiNardo instructed that my official legal document, a power of attorney authorization, would not be notarized on her orders. Under the "Standards of Conduct for Notaries Public" (Governor's Executive Order of 12/19/2003, "Standards of Notaries Public") a Notary Public "must serve anyone who makes a lawful and reasonable request for notarization..." and goes on to state in the same section, "these provisions do not (emphasis added) allow notary to refuse services based on the status of a signer." My request is lawful and reasonable and it is a violation of the sworn duties of a Notary Public Henderson to refuse notarization of my official legal document. Deputy Karen DiNardo's order not to allow my document to be notarized violates Massachusetts law and is actionable. [See Revised Executive Order No. #455 (04-04)]

REMEDY:

Immediately have my official and legal Power Of Attorney document notarized before I suffer further damage and rights violations. Train Deputy DiNardo and DOS Henderson concerning the law governing notary services.



The Commonwealth of Massachusetts
Executive Office of Public Safety & Security

Department of Correction

MCI Shirley

P.O. Box 1218

Shirley, MA 01464

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CHARLES D. BAKER
Governor

KARYN E. POLITO
Lieutenant Governor

DANIEL BENNETT
Secretary

CAROL HIGGINS O'BRIEN
Commissioner

KATHERINE A. CHMIEL
THOMAS E. DICKHAUT
PAUL L. DIPAOLO
Deputy Commissioners

KELLY A. RYAN
Superintendent

April 16, 2015

Timothy Muise W66927
MCI-Shirley / C-2
P. O. Box 1218
Shirley, MA 01464

DIED IN
"HSU"
DUE TO NEGLECT!

Dear Mr. Muise:

Your letter to Deputy Commissioner Thomas Dickhaut dated April 8, 2015, regarding inmate Herbert Earl, was referred to me for reply.

I have reviewed your letter and be advised that Deputy DiNardo had drafted a letter for inmate Earl based on a conversation they had during rounds. Mr. Earl had yet to make a firm decision on whether he wished to forward this request.

I thank you for your concern, as you are aware, inmate Earl is receiving 24 hour medical care.

Sincerely,

Kelly A. Ryan
Superintendent

cc: Thomas Dickhaut, Deputy Commissioner
File #5296
File