

Timothy J. Muise, #W66927  
MCI Norfolk  
PO Box 43  
Norfolk, MA  
02056-0043

August 21, 2016

Thomas A. Turco, III  
Commissioner of Correction  
Department of Correction  
50 Maple St., Suite 3  
Milford, MA 01757

PRIVILEGED MAIL

Re: DENIAL OF WORK APPROVAL / RETALIATION

Dear Commissioner Turco,

I was recently denied clearance for work assignment here at MCI Norfolk. This denial is clearly in retaliation for my exercising my constitutional right to complain about conditions of confinement. I am one (1) year from my release date and this denial will negatively impact my opportunities for successful reentry; I offer that that is by design and also in retaliation.

MCI Norfolk Superintendent Sean Medeiros emailed my sister, Sandra Muise, the following statement;

"Mr. Muise is pending disciplinary action. We are waiting resolution of the Disciplinary Process. Inmates with discipline must show 6 months of disciplinary free behavior before they can apply for a paying job."

This is a manipulation of the policy (in fact it is blatantly inaccurate) and is indicative of the retaliation I am being subjected to. The policy (103 DOC 450 "Work Assignment") actually reads, under "Job Termination", the following;

"Any inmate removed from population for a disciplinary infraction resulting in a guilty finding (emphasis added) shall be restricted from being rehired or applying for any job requiring PESC for a period of 6 months from the date of the incident."

First and foremost I have not been found "guilty" of anything, but equally important is the fact that I was subjected to a fully fabricated disciplinary report, fabricated out of whole cloth, by MCI Shirley IPS guard Thomas W. Perry. As my attorney stated to your office what I am falsely accused of is "highly improbable and almost certainly impossible", and the actions of IPS guard Perry should be deplorable to public safety officials. I was a target due to my conditions of confinement complaints and guard Perry's

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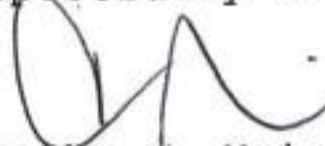
Timothy J. Muise

actions will ultimately prove very costly to your department if the situation is not rectified, with me being returned to full status, and all charges being dropped.

This ongoing retaliation, in the form of work assignment denial, will not be tolerated. I need to save money for my ultimate sentence expiration next year.

Thank you for your time and anticipated intervention in this serious matter. I hope to hear back from your office directly in a timely manner.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Timothy J. Muise', with a stylized, cursive-like script.

Timothy J. Muise

Cc: file  
Attorney Reinstein

Timothy J. Muise, #W66927  
MCI Norfolk  
PO Box 43  
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August 25, 2016

Nancy A. White  
General Counsel  
Department of Correction  
Legal Division  
70 Franklin Street  
Suite 600  
Boston, MA 02110-1327

LEGAL MAIL

Re: RETALIATION / FALSE ACCUSATIONS

Dear Counsel White:

On Tuesday, August 23, 2016, I met with members of the Council of State Government Justice Center, Inc., here at MCI Norfolk. At this meeting I made constitutionally protected complaints about conditions of confinement in my capacity as a prisoner rights activist and United States citizen.

The very next day, Wednesday, August 24, 2016, I was called to the "Ad Gate" Building at MCI Norfolk where IPS Investigators Mahoney and Wiffen were waiting for me. Officer Mahoney, who was professional and polite, showed me a copy of a post card that had been sent into the institution, addressed to a maintenance worker, which directed this worker to review material featured on my activism blog: [betweenthebars.org/blogs/101/](http://betweenthebars.org/blogs/101/). I was questioned by Officer Mahoney if I was responsible for this post card being sent in, which I vehemently denied, and then asked if I had someone "carry it out of the institution to mail" or if "I had someone else mail it for me." I again vehemently denied these false accusations and informed Mahoney & Wiffen that I would be contacting my attorney, which I did immediately after. I am represented by the following attorney;

John Reinstein  
Attorney at Law  
51 Abbottsford Road  
Brookline, MA 02446  
[jcreinstein@gmail.com](mailto:jcreinstein@gmail.com)  
(617) 515-7986

It is my educated opinion that the August 24, 2016, interview with the IPS investigators was in direct retaliation for the meeting I had with the Council on State Governments on August 23, 2016. I have been subjected to an ongoing pattern of retaliation by the department of correction, with not the least powerful example being that MCI Shirley IPS Guard Thomas W. Perry fabricating a d-report which resulted in my being transferred to MCI

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Norfolk, being stripped of hard-earned privileges, and which will ultimately result in the department incurring vast litigation and punitive costs.

As such I must put your office on notice that myself and my legal team will be addressing this ongoing pattern of retaliation in the most aggressive of manners. I am,

In Struggle,



Timothy J. Muise

Cc: file  
J. Reinstein  
C.J.P.C.  
Council on State Governments  
Gov. Baker