

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA  
THIRD JUDICIAL DISTRICT, AT ANCHORAGE

COPY  
Original Received  
Probate Division

In The Matter of the Necessity for the )  
Hospitalization of William Bigley, )  
 )  
Respondent )

NOV 24 2008

Clerk of the Trial Courts

Case No. 3AN 08-1252PR

**MEMORANDUM IN SUPPORT OF  
MOTION FOR AN ORDER REQUIRING SERVICE ON PSYCHRIGHTS**

Respondent has moved for an order requiring the parties and the clerk to serve James B. Gottstein of the Law Project for Psychiatric Rights (PsychRights) with all documents filed in this matter.

PsychRights filed a limited entry of appearance in this matter on behalf of Respondent, limited only to any forced drugging under AS 47.30.838 or AS 47.30.839, also stating that "All papers filed in this proceeding should be served on the undersigned at 406 G Street, Suite 206, Anchorage, Alaska 99501."

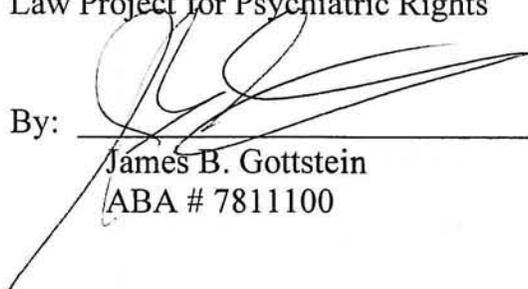
A 90-day petition for involuntary commitment (90-Day Petition) has apparently been filed and a hearing presumably scheduled. The Petitioner, Alaska Psychiatric Institute (API) did not serve PsychRights with a copy of the 90-Day Petition, nor did the clerk of court serve PsychRights with a copy of the notice of hearing which has presumably been issued. As the attached Exhibit demonstrates, API refuses to provide PsychRights with a copy of the Petition, despite being requested to do so.

While the commitment proceedings are distinct from the forced drugging proceedings they are related<sup>1</sup> and PsychRights needs to be served with the commitment proceeding filings in order to adequately represent Respondent in forced drugging proceedings.

For the foregoing reasons, Respondent requests the Court order the parties and the Clerk to serve PsychRights with all documents filed in this matter, which have not previously been served on it and to serve all future documents filed in this matter on PsychRights.

DATED: November 24, 2008.

Law Project for Psychiatric Rights

By: 

James B. Gottstein  
ABA # 7811100

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<sup>1</sup> This Court recognized this when it requested the Public Defender Agency to attend the 30-day forced drugging proceedings at the October 28, 2008, status conference.

**Subject:** Re: 3AN 08-1252PR  
**From:** Jim Gottstein <jim.gottstein@psychrights.org>  
**Date:** Thu, 20 Nov 2008 11:53:18 -0900  
**To:** "Pohland, Erin A (LAW)" <erin.pohland@alaska.gov>  
**CC:** "Derry, Laura J (LAW)" <laura.derry@alaska.gov>, "Kraly, Stacie L (LAW)" <stacie.kraly@alaska.gov>, "Brennan, Elizabeth (DOA)" <elizabeth.brennan@alaska.gov>, "Beecher, Linda R (DOA)" <linda.beecher@alaska.gov>

Hi Erin,

I believe I am entitled to receive all pleadings as a result of my limited entry of appearance. I will take it up with the judge unless you change your position.

Pohland, Erin A (LAW) wrote:

Jim-

Thank you for your e-mail. All pleadings from this office will be served in accordance with the applicable court rules.

Have you entered an appearance as counsel for Mr. Bigley in the commitment proceeding? If not, your communication raises issues that confuse the matter of Mr. Bigley's representation. As such, unless and until you have entered a general appearance as Mr. Bigley's counsel, we will limit our communications with you to the subject of court-ordered administration of psychotropic medications.

Erin

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**From:** Jim Gottstein [mailto:jim.gottstein@psychrights.org]  
**Sent:** Thursday, November 20, 2008 11:22 AM  
**To:** Pohland, Erin A (LAW)  
**Cc:** Derry, Laura J (LAW)  
**Subject:** 3AN 08-1252PR

Hi Erin,

If you've filed a 90-day Commitment Petition against Mr. Bigley, you should serve me with it and anything else you file in the case.

--

James B. (Jim) Gottstein, Esq.  
President/CEO

Law Project for Psychiatric Rights  
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**PsychRights**<sup>®</sup>  
Law Project for