

PsychRights

LAW PROJECT FOR
PSYCHIATRIC RIGHTS, INC.

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April 2, 2004

John K. Bodick
Assistant Attorney General
Criminal Division Central Office
310 K Street, Suite 507
Anchorage, AK 99501

Re: Etta Bavilla


Dear Mr. Bodick:

I am in receipt of your letter dated April 1, 2004. You have indicated that all communication to the Department regarding this matter should go through you, which I interpret to include you are insisting I make formal submissions to the Mental Health Review Committee (Committee) through you. This may or may not be a proper restriction, but presumably it will work out okay so long as you promptly provide such material to the Committee. This is such a submittal.

In your letter you stated you anticipated providing me with the paperwork regarding this matter "early on April 2, 2004." It is now after 3:00 p.m., on April 2, 2004, I have not received such paperwork and still am completely in the dark as to the grounds asserted justifying the involuntary psychotropic medication order.

Without waiving our many objections to the procedures, including the legality of holding the hearing on Monday morning, pursuant to paragraph G.3. of DoC Policy #807.16,¹ Ms. Bavilla is requesting that Dr. Grace E. Jackson be called for the hearing. Dr. Jackson is a board certified psychiatrist with experience in penal psychiatry and the request includes that she be allowed to listen to the entire hearing in order to respond to relevant testimony presented by the Department. Dr. Jackson's telephone number is (252) 321-4760. In addition, we are designating all persons interviewed or whose statements, written or oral, are relied upon by any Department witnesses or considered by the Committee as witnesses. I don't think we are really restricted in this way, but just to make sure, we are also designating all Department witnesses as witnesses for Ms. Bavilla.

Yours truly,



James B. Gottstein, Esq.
Vice President/Chief Operating Officer