

U.S. v. Cal.



MR-CA-005-002

U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

17 JUL 1985

Honorable Margaret Heckler  
Secretary  
United States Department  
of Health and Human Services  
200 Maryland Avenue, S.W.  
Washington, D.C. 20201

Re: Investigation of Napa State Hospital  
Imola, California

Dear Secretary Heckler:

I wish to advise you, pursuant to the Civil Rights of Institutionalized Persons Act, 42 U.S.C. §1997h, of our intent to investigate Napa State Hospital, Imola, California.

We have received allegations that the institution may be violating the constitutional and statutory rights of institutionalized persons with respect to misuse of seclusion and restraints; inadequate medical care; abuse, neglect and patient safety; and inadequate training as is necessary to further the residents' interests in safety and freedom from restraint. Please inform us of the nature and extent of all federal financial assistance which your Department provides to this institution or to a related agency. Please be advised that during the course of this investigation we will suggest that state officials contact appropriate officials at your Department to discuss and explore whatever financial or other assistance may be available to remediate any constitutional deficiencies which may be ascertained.

We will cooperate fully with your Department in this matter and will consult with you regarding the status of our investigation. The attorney assigned to handle this matter is Robert A. Spelke, (202) 272-6076.

Sincerely,

A handwritten signature in black ink, appearing to read "Wm. Bradford Reynolds". The signature is stylized and somewhat cursive.

Wm. Bradford Reynolds  
Assistant Attorney General  
Civil Rights Divisions

cc: Isabel Dunst, Esquire  
Assistant General Counsel



U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

17 JUL 885

Honorable William Bennett  
Secretary  
United States Department  
of Education  
400 Maryland Avenue, S.W.  
Washington, D.C. 20202

Re: Investigation of Napa State Hospital  
Imola, California

Dear Secretary Bennett:

I wish to advise you, pursuant to the Civil Rights of Institutionalized Persons Act, 42 U.S.C. §1997h, of our intent to investigate Napa State Hospital, Imola, California.

We have received allegations that the institution may be violating the constitutional and statutory rights of institutionalized persons with respect to misuse of seclusion and restraints; inadequate medical care; abuse, neglect and patient safety; and inadequate training as is necessary to further the residents' interests in safety and freedom from restraint. Please inform us of the nature and extent of all federal financial assistance which your Department provides to this institution or to a related agency. Please be advised that during the course of this investigation we will suggest that state officials contact appropriate officials at your Department to discuss and explore whatever financial or other assistance may be available to remediate any constitutional deficiencies which may be ascertained.

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Sincerely,

Wm. Bradford Reynolds  
Assistant Attorney General  
Civil Rights Divisions

cc: Maureen Corcoran, Esquire  
Assistant General Counsel

WBR: AEP: <sup>BB</sup>SEL: RAS: dc  
DJ 168-017-11

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Honorable George Deukmejian  
Governor, State of California  
State Capitol  
Sacramento, California 95814

Re: Notice of Intent to Investigate  
Delta State Hospital

Dear Governor Deukmejian:

I am writing to let you know of our intention to investigate conditions within the Delta State Hospital in Delta, California. This investigation occurs pursuant to the Civil Rights of Institutionalized Persons Act, 42 U.S.C. § 1997.

The purpose of the investigation is to determine whether there exist any violations of the federal constitutional or statutory rights of persons residing in this facility with respect to claims of patient violence; inadequate medical care; deficient fire safety and prevention measures; and overuse and misuse of seclusion and restraints. The initiation of this investigation in no way indicates any prejudgment on our part that federal rights have been violated. If any violations are found, we will look forward to conferring with you and your staff concerning corrective actions that might be appropriate.

As a means of condensing this investigation, I wish to propose an initial meeting in the near future between our attorneys and representatives of your office. It has been our experience that such a preliminary conference can substantially expedite the investigation process. We will also wish to arrange for our

cc: Sec. Sec.

J. Brown

John Wilson, PIO

Securus (Anno) Peabody Speake Fitzgerald Gola

Certified No. 90838

...and possibly agents of the Federal Bureau  
of Investigation to visit the facility. We shall be in touch  
with your staff to work out the specifics of our meeting and later  
visits. I greatly appreciate your cooperation in this matter.

Sincerely,

Mr. Bradford Reynolds  
Assistant Attorney General  
Civil Rights Division

cc: John Van Lear  
Attorney General

Dr. Vincent  
Executive Director  
State State Hospital

Mr. [Name]  
Director  
Cell of [Name] [Name]

Director [Name], [Name]  
Director  
[Name] Department of [Name]  
[Name]

Mr. [Name]  
[Name] [Name]  
[Name] District of [Name]