

OCEAN

Letters of Memorialization

To aid in keeping Kevin Moser and Peter Puffer accountable to their respective parts in our conversations, we wrote the Letters of Memorialization which document the dialogue between 1E men and 1C men.

Daniel A. Wilson and Russell J. Hatton

2/7/2021



LETTER OF MEMORIALIZATION

#001

2/4/2021

Kevin Moser, MSOP-ML Facility Director

Peter Puffer, MSOP-ML Clinical Director

RE: Hunger Strike – Initiated Meetings (Establishing Ongoing Dialog & Transparency)

Dear Mr. Moser & Mr. Puffer;

On January 29, 2021 at 9:35 AM we met with Peter Puffer and Kevin Moser in the Unit 1E Team Room 255 to discuss our concerns for why we, Russell John Hatton, Jacob Flom, Larry Cooper, Joshua Brooks, and Charles Wachlin were conducting a Hunger Strike. The following are descriptions of the conversations which took place. If there are inaccuracies to correct, or comments you would like to have be added, please let me know and I will make an addendum to this document and record it in our file.

On January 29, 2021, we discussed that we would like to establish a commitment to an ongoing dialog to voice our concerns with the program which does not provide a Clear Path Home. The burden of identifying a Clear Path Home falls on the MSOP clinical, diagnosticians and administration. We, and several hundred others, have tried effortlessly to achieve a Clear Path Home through participation in the alleged evidence-based treatment¹ and countless, fruitless legal battles. Only a dismal amount have ever achieved a Clear Path Home, but only after years of perseverance in fighting through the courts to achieve such. The claim that forty five men have achieved provisional discharge pales in comparison to those who were preventively detained within that same period.

I (Hatton) inquired of you, Mr. Moser and Mr. Puffer, agreed that the system is broken. After a pause, Mr. Moser stated that there can be, "some improvements". Myself and Mr. Flom inquired as to what these improvements might be. You gave no clarification, and we moved on with discussions. You and Mr. Puffer inquired as to what we were looking for as far as why we were hunger striking? I indicated that the constitutional concerns and issues were raising could not be answered by you or Mr. Puffer. We deferred to state that at this time we are seeking a commitment to an ongoing dialog to work with you to address the specific concerns of which you are capable of addressing.

Per a memo received from Mr. Moser and Mr. Puffer a meeting was scheduled for February 4, 2021 at 9:35 am. At this meeting myself, Jacob Flom, Joshua Brooks, Larry Cooper, and Charles Wachlin had intended to discuss the bullet points we had been asked to present in our ongoing

¹ MSOP claims to provide evidence-based treatment which must be "completed" in order to achieve release. Yet Jim Berg* admits in court that the "program" cannot be completed. Note the recross-examination by Ms. Borrelli: Borrelli: Can a patient complete the MSOP's program? Berg: "No..."

*James Berg was Associate Clinical Director of MSOP at the time of this admission.

dialog. Unfortunately Mr. Puffer was indicated to be an hour out from the intended time of the meeting and Mr. Moser indicated that he had other meetings to attend therefore the meeting time could not be extended out for later that day. Prior to this meeting, I (Hatton) sent a Client Request to Mr. Moser requesting him to share a bullet points document with us defining the "improvements" he and Mr. Puffer indicated need to be made with the program. He did not present one, nor did he share anything about this comment in his response in the request or at this meeting.

At this time I (Hatton) requested on behalf of the group that we reschedule the meeting as there were Barriers to Release presentations with questions and suggested solutions that only Mr. Puffer could respond to and address.

On February 5, 2021 at approximately 3:50 pm I (Hatton) received a memo from 1E Client Resource Coordinator Meg McCauley which indicated the rescheduled date and time of the meeting with Mr. Moser and Mr. Puffer.

We look forward to establishing open communication, trust and transparency going forward.

Sincerely,

Russell John Hatton

Jacob Flom

Josh Brooks

Larry Cooper

Charles Wachlin

c: Kevin Moser, Peter Puffer, Nancy Johnston, Jannine Hebert, Jodi Harpstead, OCEAN Coalition, including, but not limited to, Leo Feeney, Michelle MacDonald, and David Boehnke

LETTER OF MEMORIALIZATION

FROM DANIEL A. WILSON, DANIEL L. PATTEN AND ANTHONY GARNETT

TO

Kevin Moser, MSOP-ML Facility Director
Peter Puffer, MSOP-ML Clinical Director

2/8/2021

RE: Hunger Strike – Initiated Meetings (Establishing Ongoing Dialog & Transparency)

Dear Mr. Moser & Mr. Puffer;

On January 29, 2021 at 8:30 AM Daniel Patten, Daniel Wilson and Anthony Garnett met with Peter Puffer and Kevin Moser in the Unit 1C Team Room to discuss our concerns for why we, were conducting a Hunger Strike. The following are descriptions of the conversations that took place. If there are inaccuracies to correct, or comments you would like to have be added, please let Daniel Wilson know and he will make an addendum to this document and record it in our file.

On January 29, 2021, we discussed that we would like to establish a commitment to an ongoing dialog to voice our concerns with the program which does not provide a Clear Path Home.

During the meeting, the following statements were made:

- “I don’t represent the program... I am in regular communication with clinical about specific cases... I want the program that I represent ot be successful... your correct that there is a trust issue, but it goes both ways.”
– Peter Puffer
- Dan Patten said, “We don’t have any representation and I don’t think you have the juice to fix the problem.”
- Anthony Garnett said, “There has to be a way to fix this program. There must be a faster way to get through. It is on you to fix it.”

Puffer made a point to say that he must answer to others to make a decision. Both Puffer and Moser said that they would attend a meeting involving others to help create a clear path home for the men at the program.

The burden of identifying a Clear Path Home falls on the MSOP clinical, diagnosticians and administration. We, and several hundred others, have tried effortlessly to achieve a Clear Path Home through participation in the alleged evidence-based treatment¹ and countless, fruitless legal battles. Only a dismal amount have ever achieved a Clear Path Home, but only after years of perseverance in fighting through the courts to achieve such. The claim that forty five men have

¹ MSOP claims to provide evidence-based treatment which must be “completed” in order to achieve release. Yet Jim Berg* admits in court that the “program” cannot be completed. Note the recross-examination by Ms. Borrelli: Borrelli: Can a patient complete the MSOP's program? Berg: “No...” *James Berg was Associate Clinical Director of MSOP at the time of this admission.

achieved provisional discharge pales in comparison to those who were preventively detained within that same period.

I (Wilson) inquired of you, Mr. Moser and Mr. Puffer, agreed that the system is broken. After a pause, Mr. Moser stated that there can be, "some improvements" and "every program could use improvements". We inquired as to what these improvements might be. Mr. Puffer and Mr. Moser gave no clarification, and we moved on with discussions. Mr. Moser and Mr. Puffer inquired as to what we were looking for as far as why we were hunger striking. Mr. Moser and Mr. Puffer indicated that the concerns and issues could not be answered by either of them. We deferred to state that at this time we are seeking a commitment to an ongoing dialogue to work with you to address the specific concerns of which you are capable of addressing.

Per a memo received from Mr. Moser and Mr. Puffer a meeting was scheduled for February 4, 2021 at 8:30 AM. At this meeting we had intended to discuss the bullet points we had been asked to present in our ongoing dialogue. Unfortunately Mr. Puffer was indicated to be an hour out from the intended time of the meeting and Mr. Moser indicated that he had other meetings to attend therefore the meeting time could not be extended out for later that day. Mr. Moser did not present any bullet points describing what issues need to be addressed at MSOP.

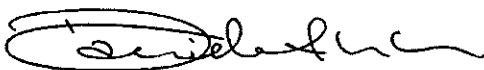
At this time I (Wilson) request on behalf of the IC group (Patten, Wilson and Garnett) that we reschedule the meeting as there were Barriers to Release presentations with questions and suggested solutions that only Mr. Puffer could respond to and address.

We look forward to establishing open communication, trust and transparency going forward.

On February 4, 2021, Kevin Moser came to speak with Anthony Garnett, Daniel Wilson and Daniel Patten. Moser stated that Puffer could not make it due to the weather. Wilson gave Moser copies of the following documents:

1. Barriers to Release and Potential Solutions
2. Age is the Most Important Element
3. Civil Commitment Advisory Task Force Reports
4. Substituting the Medical Model for a Psychoeducational Model
5. Patten's Points (with his ITP)

Sincerely,



Daniel A. Wilson

Anthony Garnett

Daniel Patten

cc: Kevin Moser, Peter Puffer, Nancy Johnston, Jannine Hebert, Jodi Harpstead, OCEAN Coalition, including, but not limited to, Leo Feeney, Michelle MacDonald, and David Boehnke