

8-9-18

THIS ADMINISTRATIVE REMEDY REVEALS THE MEDIA BLACK OUT BOP USES TO KEEP THE TRUTH ABOUT THEIR TORTEROUS CONDITIONS OF CONFINEMENT AND PSYCHOLOGICAL DAMAGE IT CAUSES ON THOSE OF US WHO ARE FORCED TO ENDURE IT FOR YEARS AND DECADES WITHOUT HOPE OF EVER GETTING OUT OF THIS NIGHTMARISH EXISTENCE!

TOMMY

NOTICE TO INMATE: You are advised that normally prior to filing a Request for Administrative Remedy, (BP-DIR-13), you must attempt to informally resolve your complaint through your Correctional Counselor. Please follow the three steps listed below:

1. State your complaint: NOT ALLOWED TO CALL THE PRODUCER OF 60 MINUTES

(If more space is needed, you may use up to one letter size (8 1/2 x 11) continuation page. You must also submit one copy of supporting exhibits. (Exhibits will not be returned with the response to BP-229(13) responses.))

2. State what actions you have made to informally resolve your complaint: I SPOKE W/ MY COUNSELOR WHO INFORMED ME THAT IT'S AGAINST BOP POLICY
3. State what resolution you expect: TO CALL MR. HENRY SCHUSTER AT 60 MINUTES.

Inmate's Signature: Thomas Schwerstein Date: 7/26/07

Correctional Counselor's Comments (Steps to Resolve): Due to safety and security concerns, the BOP has blocked this number. You may continue to correspond via written communication

Counselor's Signature: T. Sydnor / JAD
Unit Manager's Review: [Signature]
Informally Resolved: _____

Date: 7-31-07
Date: 8/6/07
Date: _____

463386

	BP-8 ISSUED	BP-8 RETURNED	BP-9 ISSUED	BP-9 RETURNED	EXECUTIVE STAFF
DATE	7-25-7	7-30-07	7-27-7	8-13-07	
TIME	0940	7am	3:10pm	9:30am	
COUNSELOR	JEB	TS	JEB	TS	

Type or use ball-point pen. If attachments are needed, submit four copies. Additional instructions on reverse.

From: SILVERSTEIN, THOMAS, E. 14634-116 Z FLORENCE
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

Part A- INMATE REQUEST PLEASE EXPLAIN WHAT EXACTLY IS THE "SAFETY + SECURITY CONCERNS" WITH ME CALLING THE MEDIA & ESPECIALLY SINCE I'M ALLOWED TO CORRESPOND WITH THEM CONFIDENTIALLY ACCORDING TO PS 5265.11 + PELL V. PROCUINER. 417 U.S. 817, 94 S. Ct. 2800 (1974); HOUGHINS V. KQED, INC. 438 U.S. 1, 98 S. Ct. 2588 (1978); GUJARDO V. ESTELLE, 580 F.2d 748, 759 (5th Cir. 1978); CAVEY V. LEVINE, 735 F. Supp. 475 (D. Md. 1977). I AM ALLOWED PHONE CALLS TO NON-REPORTERS SO IT'S NONSENSICAL TO DENY MEDIA CALLS. COURTS HAVE RULED IF OFFICIALS CHOOSE TO PERMIT PRESS CONFERENCES + INTERVIEWS IN SOME SITUATIONS BUT NOT OTHERS, THEY MUST HAVE NON-DISCRIMINATORY GUIDELINES + FAIR PROCEDURES FOR GRANTING OR DENYING PERMISSION. MAIN ROAD V. AYCH, 565 F.2d 54 (3d Cir. 1977) PREVIOUS OPINION AT 522 F.2d 1080, 1088-90 (3d Cir. 1975). ADX OFFICIALS HAVE GRANTED OTHER PRISONERS INTERVIEWS IN THE PAST. THE RATIONALE FOR DENYING ME MEDIA CALLS ESCAPES THE NET OF LEGITIMATE PENAL CONCERN WHEN MY CALLS TO THE MEDIA ARE MONITORED. ALTHOUGH COURTS GIVE DISCRETIONARY POWER TO PRISON ADMINISTRATORS, THIS DENIAL REVEALS AN OBVIOUS BAD-FAITH PATTERN + ABUSE OF DISCRETIONARY PRIVILEGE + PROVIDES EVIDENCE OF HOW THE "SECURITY" PLOY IS USED TO JUSTIFY ARBITRARY DENIALS. FOR REASONS HEREIN, I REQUEST MEDIA CALLS. THANK U!

8-10-07

DATE

Thomas E. Silverstein

SIGNATURE OF REQUESTER

Part B- RESPONSE

AUG 14 2007

SEE ATTACHED RESPONSE

DATE

WARDEN OR REGIONAL DIRECTOR

If dissatisfied with this response, you may appeal to the Regional Director. Your appeal must be received in the Regional Office within 20 calendar days of the date of this response.

ORIGINAL: RETURN TO INMATE

CASE NUMBER: 463380-F1

CASE NUMBER: _____

Part C- RECEIPT

Return to: _____
LAST NAME, FIRST, MIDDLE INITIAL REG. NO. UNIT INSTITUTION

SUBJECT: _____

DATE

RECIPIENT'S SIGNATURE (STAFF MEMBER)



BP-229 RESPONSE

Case Number: 463386-F1

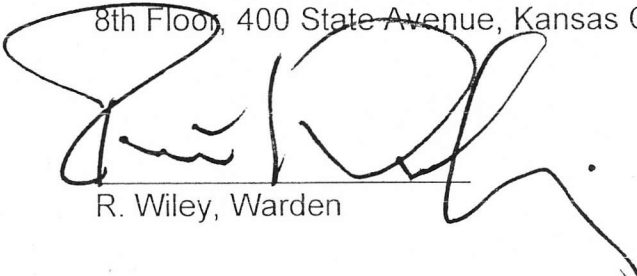
Name: SILVERSTEIN, Thomas

Register Number: 14634-116

Your Request for Administrative Remedy dated August 10, 2007, and received in this office August 14, 2007, has been reviewed. Specifically, you claim staff improperly blocked inmates from calling a producer for "60 Minutes." You request a phone call with a producer for "60 Minutes."

A review of the issue raised in your Request for Administrative Remedy has been conducted. You are permitted to communicate with representatives of the news media through, among other methods, monitored telephone calls, in accordance with relevant Federal Bureau of Prisons Program Statements and local procedures. Institutional Supplement FLM 1480.05, News Media Contacts, requires that your request to call a representative of the news media must be submitted to staff. You must also forward the media representative a copy of the Conditions for Media Telephone Contacts form. The media representative must complete the form and return it to the Executive Assistant or Public Information Officer (PIO) for the institution. While you submitted the necessary request to staff, the Executive Assistant has not received the completed Conditions for Media Telephone Contacts form from the producer for "60 Minutes."

Accordingly, your Request for Administrative Remedy is denied. In the event you are not satisfied with this response and wish to appeal, you may do so within 20 calendar days of the date of this response by submitting a BP-230(13) to the Regional Director, Federal Bureau of Prisons, North Central Regional Office, Gateway Complex, Tower II, 8th Floor, 400 State Avenue, Kansas City, Kansas 66101-2492.



R. Wiley, Warden

AUG 31 2007
Date