

INFORMAL ATTEMPT TO RESOLVE

PROGRAM STATEMENT 1330.7, "ADMINISTRATIVE REMEDY PROCEDURES FOR INMATES" ST. THAT INMATES SHALL INFORMALLY PRESENT THEIR COMPLAINTS TO STAFF AND STAFF SHALL ATTEMPT TO INFORMALLY RESOLVE ANY ISSUE BEFORE ANY INMATE FILES A "REQUEST ADMINISTRATIVE REMEDY".

ADMINISTRATIVE REMEDY (BP-09'S) WILL NOT BE ISSUED ON A RANDOM BASIS. FOR ACCOUNTABILITY PURPOSES; EACH BP-08 AND BP-09 WILL BE LOGGED AND ASSIGNED A CONTROL NUMBER.

THIS PREFERRED COURSE OF ACTION IS INTENDED TO MINIMIZE TIME AND EFFORT ON THE PART OF BOTH STAFF AND INMATES AND TO MAINTAIN THE EFFECTIVENESS OF THE PROGRAM.

PRIOR TO SUBMITTING A "REQUEST FOR ADMINISTRATIVE REMEDY", THE INMATE AND COUNSELOR WILL ATTEMPT INFORMAL RESOLUTION BY ANSWERING THE QUESTIONS BELOW. AFTER AN ATTEMPT BY THE COUNSELOR TO INFORMALLY RESOLVE THE ISSUE, A COPY OF THE BP-08 WILL BE FORWARDED TO THE UNIT MANAGER NOTING IF THE COMPLAINT WAS INFORMALLY RESOLVED AND/OR IF A BP-09 WAS ISSUED.

1. INMATES NAME: THOMAS E. SILVERSTEIN
2. INMATES REGISTER NUMBER: 14634-116
3. GIVE A BRIEF STATEMENT OF THE COMPLAINT ISSUED: APPEAL BEING TOLD IN MY LAST REVIEW THAT I'M STILL BEING HELD IN SOLITARY BECAUSE OF MY "PAST" HISTORY, WHEN I'VE REMAINED INCIDENT FREE SINCE 1983
4. STATE ALL EFFORTS MADE BY YOU TO RESOLVE THIS ISSUE: (INCLUDE NAMES OF STAFF MEMBERS CONTACTED AND HOW THEY WERE CONTACTED.)

#39514

Thomas Silverstein  
(INMATE'S SIGNATURE)

5. COUNSELOR'S COMMENTS: (INCLUDE EFFORTS MADE TO INFORMALLY RESOLVE THIS ISSUE)  
As stated in a previous informal resolution response, the Unit Team is not, at the present time, recommending your release from Special Cell status which was authorized by the Director, Bureau of Prisons. Your most recent record of clear conduct is due in part, to your isolation from other inmates and staff. However, your cooperative effort towards staff is to be commended and will be required in the future to warrant consideration for a change in your housing status.

date 1092

DATE RECEIVED INFORMAL: \_\_\_\_\_

DATE RETURNED TO INMATE: \_\_\_\_\_

[Signature] CMC  
(CORRECTIONAL COUNSELOR)  
BP-09 ISSUED: YES

ISSUE INFORMALLY RESOLVED: YES NO BP-09 NUMBER: \_\_\_\_\_

U.S. DEPARTMENT OF JUSTICE  
Federal Bureau of Prisons

REQUEST FOR ADMINISTRATIVE REMEDY

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

From: SILVERSTEIN, THOMAS, E. # 14634-116 SHU LVN  
LAST NAME, FIRST MIDDLE INITIAL REG. NO. UNIT INSTITUTION

Part A- INMATE REQUEST BOP STATES MY MOST RECENT RECORD OF CLEAR CONDUCT IS DUE IN PART TO MY ISOLATION FROM OTHER PRISONERS/STAFF. I REALIZE BOP ENJOYS A DICTATORSHIP LIKE NO OTHER BUT I'D LIKE TO REMIND THIS READER THAT THIS IS STILL AMERICA. PEOPLE ARE LOCKED UP FOR DEEDS DONE NOT WHAT THE GOVERNMENT- BOP ASSUMES WILL BE DONE. I DO COME IN CONTACT WITH STAFF AT LEAST 3 TIMES DAILY 7-DAYS A WEEK SO B.P.'S STATEMENT IS MISLEADING. IF GIVEN THE OPPORTUNITY I CAN PROVE SAID ASSUMPTION WRONG BY GRANTING ME A 30 DAY PENALTY FREE QUARANTINE TO RAISE AS MUCH HELL WITH STAFF AS CALLED FOR IN ORDER TO MAKE MY POINT. BOP IS SADLY MIS-TAKEN IF IT BELIEVES THIS PERSONALIZED MULTI-MILLION DOLLOR CEMENT TOMB IS PREVENTING ME FROM CAUSING TROUBLE. I KNOW AUTHORITARIAN PRISON ADMINISTRATORS USUALLY LACK THE CREATIVITY, KNOW HOW & COMPASSION IN ORDER TO SEEK OTHER FRUITFUL MEANS NECESSARY TO DEAL WITH PENAL PROBLEMS, OTHER THAN LOCK PEOPLE UP EVEN TIGHTER THAN BEFORE. CAUSING MORE PROBLEMS THAN IT SOLVES. AND THAT MY CONDITIONS ARE BEING HELD UP AS AN EXAMPLE OF HOW TO CONTROL THE SO CALLED "WORST OF THE WORST" & ALL THAT OTHER BOP NON-SENSE. BUT, ALL BOP IS DOING WHETHER PLANNED OR ADMITTED OR NOT, IS PUNISHING ME WITH TOTAL ISOLATION & IT'S FOOLISH TO THINK IT SERVES ANY REAL SECURITY NEED THAT CAN'T BE DONE OTHERWISE. AS FAR AS MY "COOPERATIVE EFFECT TOWARDS STAFF," ILLUSTRATES MY POINT EXACTLY. HOWEVER, STATING MY CONTINUED COOPERATIVE EFFECT WILL BE REQUIRED IN THE FUTURE TO WARRANT CONSIDERATION FOR A CHANGE IN MY HOUSING STATUS IS TOO VAGUE. AGAIN, I'D LIKE TO REMIND THIS READER- THIS IS STILL AMERICA, ALTHO BOP ACTS LIKE IT. IT'S NOT A LAW ON TO ITSELF WHERE IT CAN MAKE UP RULES THAT APPLY TO SOME THEY SET ASIDE TO TORTURE IN INDEFINITE ISOLATION BUT NOT OTHERS, EQUALLY DESERVING. WHICH IS WHAT IS HAPPENING WITH ME. SO I REQUEST THAT THIS GOVERNMENT BODY GIVE SPECIFICS AS TO THE LENGTH OF TIME I'M TO BE HELD AGAINST MY WILL IN TOTAL ISOLATION, JUST AS OTHER PRISONERS ARE NOTIFIED OF THE LENGTH OF TIME THEY HAVE TO DO BEFORE BEING RELEASED IN DISCIPLINARY SEG. I ALSO NOTE THAT I'M BEING PUNISHED WORST THAN DISCIPLINARY SEG. SINCE THEY ARE NOT KEPT IN ISOLATION, YET I AM EVEN THO THE REASON I WAS PUT IN ISOLATION OCCURRED 10 YEARS AGO! THANK U FOR YOUR TIME & CONSIDERATION!

12/6/92

DATE

Thomas E. Silverstein

SIGNATURE OF REQUESTER

Part B- 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.

SECOND COPY: RETURN TO INMATE

CASE NUMBER: 39541 3954-17

CASE NUMBER: 39514-F1

Part C- RECEIPT

DEC 10 1992

Return to:

LAST NAME, FIRST MIDDLE INITIAL

REG. NO.

UNIT

INSTITUTION

SUBJECT:

PART B - RESPONSE TO ADMINISTRATIVE REMEDY, 39514-F1:

SILVERSTEIN, Thomas  
Reg. No. 14634-116

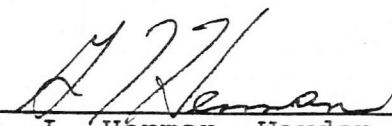
This is in response to your Request for Administrative Remedy, receipted on December 10, 1992, in which you request to be notified of the specific amount of time you are to be held, as you claim, against your will in "isolation".

My investigation into this matter reveals you are currently confined in Special Cell status as authorized by the Director, Federal Bureau of Prisons. Contrary to your assertion, you are not similar to inmates confined on Disciplinary Segregation status in that you should have a determined length of time in Special Cell status. This is not consistent with current BOP policy as you are not being subject to restricted privileges consistent with Disciplinary Segregation. You are being maintained in Special Cell status to provide for security and safety needs for which you have a demonstrated need. Your status is regularly reviewed by your Unit Team and institution Executive Staff to ensure your needs are being met. Additionally, monthly reports are submitted to the Regional Office concerning your status. The region compiles these reports quarterly for submission to the Central Office for their review.

At the present time, you are appropriately housed in Special Cell status for your safety as well as the safety and security of staff and other inmates. You will not be released from this status until staff believe the threat to your safety and the safety of others can be adequately met in some other correctional setting. Presently, it is not possible to determine a specific length of time for this to occur.

Accordingly, your Request for Administrative Remedy is denied.

12-27-92  
Date

  
G. L. Henman, Warden

REGIONAL ADMINISTRATIVE REMEDY APPEAL

CASE NUMBER: 39814-R1

**B.P. 10**

From: SILVERSTEIN, THOMAS, E.  
REG.NO.: 14634-116  
UNIT: SHU  
INSTITUTION: LVN

Part A - REASON FOR APPEAL

IN RESPONSE TO B.P. <sup>8</sup>9. PART B'S ASSERTION THAT I'M NOT SIMILAR TO PEOPLE CONFINED ON D.S. STATUS, IN THAT I SHOULD HAVE A DETERMINED LENGTH OF TIME IN SPECIAL CELL STATUS + THAT THIS IS NOT CONSISTENT WITH D.S." IT'S A BIT CONFUSING - BUT NOT SURPRISING - WHENEVER I REQUEST PRIVILEGES GRANTED TO GENRAL POPULATION I'M TOLD IT'S NOT ALLOWED SINCE I'M ON SHU STATUS. THEN WHEN I ASK FOR CERTAIN THINGS GIVEN THOSE IN SHU - I'M TOLD THAT POLICY DOESN'T APPLY TO ME EITHER. I ASSUME THIS IS THE REASON POLICIES WERE CREATED FROM THE GET GO IN PRISON IN ORDER TO PREVENT THIS TYPE OF ARBITRARY BEHAVIOR. WHERE THE RULES APPLY TO A CHOOSSEN FEW BUT NOT EVERYONE. IT APPEARS B.O.P. IS PRACTICING SAID "CAPRICIOUSNESS" BY MAKING UP POLICY THAT APPLIES TO ME ALONE WHEREEVER IT DESIRES - IN ORDER TO JUSTIFY IT'S DENIALS. SO MAY I ASK WHAT ARE B.O.P. POLICIES FOR WHEN ITS OBVIOUS B.O.P. MAY EXCLUDE + INCLUDE ANYONE THEY WANT & I CALL YOUR ATTENTION TO B.O.P. PART A WHERE I MENTIONED THAT I'M ALSO DENIED MANY OF THE SWAME MAINLINE PRIVILEGES AS D.S. PRISONERS. IT'S RATHER ABSURD TO SAY I'M NOT, SINCE B.O.P. SHOULD BE AWARE OF WHAT THEY DENY ME + ALLOW OTHERS. THE FOLLOWING IS A COMPARISON LIST OF MY RESTRICTIONS - VS - D.S. JUST TO NAME A FEW. SINCE B.O.P. CHOOSES TO IGNORE THEM EVEN AFTER I'VE BROUGHT IT TO THEIR ATTENTION IN NUMEROUS ADMINISTRATIVE REMEDY APPEALS - SUCH AS (1) 5-6-88, 0039-88 - 24 HOUR SURVEILLANCE (2) 3-17-88, 009300 - PHOTO COPIES MAIL, (3) 1-5-88 0043-88 ATTORNEY VISITS CONDUCTED OVER TAPE RECORDED PHONE + THRU GLASS + BARS, WHEN D.S. PRISONERS ARE ESCORTED TO THE MAINLINE VISITING ROOM. EXCEPT FOR PROTECTIVE CUSTODY CASES WHO ARE TOO SCARED TO BE WITH OTHERS (4) 12-28-90, 5675 DENIAL OF SHOWER CURTAIN (5) INABILITY TO MAKE OVERSEAS PHONE CALL 10-25-90, 5677, (6) 5-28-89, 0183-89 NO VISITORS FOR 15 YEARS EXCEPT "1". (7) 0514-88, NOT ALLOWING PRISONERS, WHO ARE ALLOWED CONTACT VISITS.

(PAGE TWO)

D.S. PRISONERS ARE ALLOWED 24 HOURS A MONTH VISITATION WHERE THEY CAN SPEND 8 HOURS PER VISIT. WHERE AS ACCORDING TO THE POLICY SOMEBODY ARBITRARILY THRU TOGETHER FOR ME SAYS I'M ONLY ALLOWED 12 HOURS OF SOCIAL VISITS PER MONTH. AND WILL BE OF ONE HOUR DURATION, EVEN THO I'M FROM CALIFORNIA + MY VISITORS HAVE TO TRAVEL 2,000 MILES! ETC. D.S. PRISONERS HAVE CELL PARTNERS + ABLE TO REC. TOGETHER BUT I'M NOT. ETC. ETC. THE 5270.7 B.O.P. POLICY STATES IN PART (b. THE WARDEN MAY TEMPORARILY (NOT EXCEEDING FIVE DAYS) MOVE AN INMATE TO A MORE SECURE CELL (WHICH MAY BE IN AN AREA ORDINARILY SET ASIDE FOR DISCIPLINARY SEG + WHICH THEREFORE REQUIRES THE WITHDRAWAL OF PRIVILEGES ORDINARILY



AFFORDED IN A.D. STATUS. UNTIL A HEARING BY THE D.H.O. CAN BE HELD) WHO (1) IS CAUSING A SERIOUS DISRUPTION THREATENING LIFE, SERIOUS BODILY HARM, OR PROPERTY) IN A.D. (2) CANNOT BE CONTROLLED WITHIN THE PHYSICAL CONFINES OF A.D. "ETC. NONE OF THE ABOVE APPLIES TO ME, YET I'VE BEEN HELD IN A "MORE SECURE CELL" MUCH LONGER THAN FIVE DAYS! AND WITHOUT A "D.H.O." (DISCIPLINARY HEARING OFFICER) SINCE I'VE NOT VIOLATED ANY RULES.

(C. THE SEG. REVIEW OFFICIAL (SRO)(SEE 541.16(d) SHALL CONDUCT A HEARING AND FORMALLY REVIEW THE STATUS OF EACH INMATE WHO SPENDS SEVEN CONTINUOUS DAYS IN D.S. + THEREFORE SHALL REVIEW THESE CASES ON THE RECORD IN THE INMATES ABSENCE EACH WEEK + SHALL CONDUCT A HEARING + FORMALLY REVIEW THESE CASES AT LEAST EVERY 30 DAYS THE INMATE APPEARS BEFORE THE SRO AT THE 30-DAY HEARINGS UNLESS THE INMATE WAIVES THE RIGHT TO APPEAR. ETC. THE ASSESMENT, SUBMITTED TO THE SRO IN A WRITTEN REPORT SHALL ADDRESS THE INMATES ADJUSTMENT TO SURROUNDINGS + THE THREAT THE INMATE POSES TO SELF, STAFF + OTHER INMATES. STAFF SHALL CONDUCT A SIMILAR PSYCHIATRIC OR PSYCHOLOGICAL ASSESMENT + REPORT AT SUBSEQUENT ONE MONTH INTERVALS IF SEGREGATION CONTINUES FOR THIS EXTENDED PERIOD.)

BEFORE 1992 I WAS GIVEN NO SUCH HEARING SINCE 1983. + NOW THE HEARINGS I GET IS EVERY SIX MONTHS + IN ALL THE REPORTS I'VE BEEN "COOPERATIVE" TOWARDS STAFF. MEANING I HAVEN'T GIVEN ANYONE A BAD TIME. SO IF ALL MY REPORTS ARE GOOD WHAT JUSTIFICATION DOES THIS ADMINISTRATION HAVE TO KEEP ME IN S.C. WHEN THE SAME CLEAN CONDUCT WOULD BE REWARDED WITH MORE S.C. TIME IF I WERE IN D.S.?

(d. THE SEG REVIEW OFFICIAL MAY RELEASE AN INMATE FROM DISCIPLINARY SEG. EARLIER THAN THE SANCTION INITIALLY IMPOSES UPON FINDING THAT CONTINUATION IN D.S. IS NO LONGER NECESSARY TO REGULATE THE INMATES BEHAVIOR WITHIN ACCEPTABLE LIMITS OR FOR FULFILLING THE PURPOSES OF PUNISHMENT + DETERRENCE WHICH INITIALLY RESULTED IN THE INMATES PLACEMENT IN D.S. STATUS. THE SRO MAY NOT INCREASE ANY PREVIOUSLY IMPOSED SANCTION."

BOP HASN'T THOUGHT TWICE ABOUT NOT INCREASING MY STAY IN S.C. YEAR IN + YEAR OUT. BUT THEN I WAS NEVER GIVEN A "SANCTION." ALL I WANT TO KNOW IS WHAT CRITERION DOES THE REVIEW OFFICIAL USE TO RELEASE D.S. PRISONERS EARLIER THAT I'VE NOT DONE WITH A CLEAN CONDUCT RECORD + ON PAGE 3 OF THE SAME POLICY IT STATES. "b. THE WARDEN SHALL MAINTAIN FOR EACH SEG INMATE BASIC LIVING LEVELS OF DECENCY + HUMAN TREATMENT REGARDLESS OF THE PURPOSE FOR WHICH THE INMATE HAS BEEN SEGREGATED. LIVING CONDITIONS MAY NOT BE MODIFIED FOR THE PURPOSE OF REINFORCING ACCEPTABLE BEHAVIOR + DIFFERENT LEVELS OF LIVING ARRANGEMENTSS WILL NOT BE ESTABLISHED. ETC." KEEPING SOMEONE IN TOTAL SOLITARY CONFINEMENT FOR 10 YEARS UNDER EXTREME RESTRICTIONS AS MINE CAN HARDLY BE CALLED "DECENT" OR "HUMAN". ESPECIALLY GIVEN MY INCIDENT FREE RECORD OVER A LONG PERIOD OF TIME! FROM THE SPECIAL CELL MADE TO HOLD ME IN, IT APPEARS B.O.P. ONCE AGAIN VIOLATED ITS OWN POLICY FOR THE PURPOSE OF REINFORCING ACCEPTABLE BEHAVIOR. ETC. BUT SINCE WHEN DOES THE POWERS THAT BE OBEY THEIR OWN POLICIES WHEN ITS NOT IN THEIR BEST INTEREST TO DO SO?

PAGE 7 OF THE SAME POLICY, REVEALS THE EXCESSIVE AMOUNT OF TIME I'VE BEEN ISOLATED. (c. IN SECURITY LEVEL 6 INSTITUTIONS, STAFF WILL ATTEMPT TO ADHERE TO THE 90-DAY LIMIT FOR AN INMATES PLACEMENT IN POST-DISCIPLINARY DETENTION, ETC. (d) THE APPROPRIATE REGIONAL DIRECTOR + THE ASSISTANT DIR. CORRECTIONAL PROGRAMS DIVISION, SHALL REVIEW FOR PURPOSE OF MAKING A DISPOSITION, THE CASE OF AN INMATE IN A SECURITY LEVEL 6 INSTITUTION NOT TRANSFERRED FROM POST-DISCIPLINARY DETENTION WITH THE 90-DAY TIME FRAME SPECIFIED IN PARAGRAPH (c) OF THIS SECTION. A SIMILAR SUBSEQUENT REVIEW SHALL BE CONDUCTED EVERY 60-90 DAYS IF POST-DISCIPLINARY DETENTION CONTINUES FOR THIS EXTENDED PERIOD.."

I FIND IT QUITE TELLING HOW POLICY REFERS TO 5-DAYS HERE, + 7 DAYS THERE + 90 DAYS MAX. ON AN SERIOUS INDIVIDUAL BEEF SUCH AS MURDER . . . YET, B.O.P. HAS KEPT ME IN S.C. 10 YEARS WHICH IS 8 TIMES LONGER THAN PRISONERS WERE SERVING FOR MURDER WHEN SENT TO THE CONTROL UNIT AT MARION, IL.

THE POLICY ON PAGE 8 STATES "ADMINISTRATIVE DETENTION IS TO BE USED ONLY FOR SHORT PERIODS OF TIME EXCEPT WHERE AN INMATE NEEDS LONG-TERM PROTECTION (SEE 541.23)."

REGARDLESS WHICH STATUS B.O.P. USES, A.D. OR D.S. THEY BOTH GIVE SPECIFIC TIME LIMITS A PRISONER SHOULD BE SUBJECTED TO EXTREME CONFINEMENT + SINCE I'M NOT A PROTECTIVE CASE + DO NOT WISH TO BE LOCKED UP FOR SAFE KEEPING, I'D LIKE TO KNOW WHICH POLICY B.O.P. IS USING TO CONTINUE TO VIOLATE ALL OTHER POLICIES?

THE POLICY STATES ON PAGE 10. (b. INMATES WHO ARE PLACED IN ADMINISTRATIVE DETENTION FOR PROTECTION, BUT NOT AT THEIR OWN REQUEST OR BEYOND THE TIME WHEN THEY NEED TO BE DETAINED FOR THEIR OWN PROTECTION, ARE ENTITLED TO A HEARING NO LATER THAN 7 DAYS FROM THE TIME OF THEIR ADMISSION (OR FROM THE TIME OF THEIR DETENTION BEYOND THEIR OWN CONSENT). THIS HEARING IS CONDUCTED IN ACCORDANCE WITH THE PROCEDURAL REQUIREMENTS OF 547.17, AS TO ADVANCE WRITTEN NOTICE, STAFF REPRESENTATION, RIGHT TO MAKE A STATEMENT + PRESENT DOCUMENTARY EVIDENCE TO REQUEST WITNESSES TO BE PRESENT THROUGHOUT THE HEARING + ADVANCE ADVISEMENT OF INMATE RIGHTS AT THE HEARING, + AS TO MAKING A RECORD OF THE PROCEEDINGS.)"

IT GOES ON TO SAY IN PART "THE WARDEN OR DESIGNEE (ORDINARILY THE CAPTAIN) SHALL REVIEW THE PLACEMENT WITHIN TWO WORK DAYS OF THE PLACEMENT TO DETERMINE IF CONTINUED P.C. IS NECESSARY. IF CONTINUED PLACEMENT IS WARRANTED, THE FORMAL HEARING DESCRIBED ABOVE IS TO OCCUR WITHIN 7 DAYS OF THE INMATE'S PLACEMENT."

"(d. WHERE APPROPRIATE, STAFF SHALL FIRST ATTEMPT TO PLACE THE INMATE IN THE GENERAL POPULATION OF THEIR PARTICULAR FACILITY. WHERE INAPPROPRIATE, STAFF SHALL CLEARLY DOCUMENT THE REASON(S) + REFER THE CASE, WITH ALL RELEVANT MATERIAL, TO THEIR REGIONAL DIRECTOR, WHO, UPON REVIEW OF THE MATERIAL, MAY ORDER THE TRANSFER OF A P.C.)"

SINCE B.P.O.'S RESPONSE HAD MENTIONED THEIR SAFETY CONCERNS FOR ME, I THOT I HAD BEST THROW THIS IN JUST IN CASE THEY TRY USING THIS PLOY TO KEEP ME IN SOLITARY CONFINEMENT + AWAY FROM OTHERS FOR THE RECORD THO - I REQUEST A HEARING ACCORDING TO POLICY FOR B.O.P. TO PRESENT EVIDENCE AS TO WHY + OR WHAT GROUNDS THEY STATED I'M "APPROPRIATELY HOUSED IN SPECIAL CELL STATUS FOR YOUR SAFETY AS WELL AS THE SAFETY + SECURITY OF STAFF + OTHER INMATES." I NOT ONLY REQUEST TO KNOW WHO SAID THIS BUT IF THEY CAN'T PROVIDE EVIDENCE TO SUBSTANTIATE THEIR CLAIMS, THAT THEY CEASE MAKING SUCH THINGS UP IN AN ATTEMPT TO JUSTIFY KEEPING ME IN S.C. THANK U!

CONTRARY TO B.P.O. STATEMENT THAT I'M BEING MAINTAINED IN SPECIAL CELL STATUS TO PROVIDE FOR SECURITY + SSafety NEEDS FOR WHICH I HAVE A "DEMONSTRATED NEED" MY LONG INCIDENT FREE INSTITUTION RECORD PROVES I'VE "DEMONSTRATED" THE OPPOSITE. WITH ALL DUE RESPECT, I REALIZE THIS READER, LIKE MOST B.O.P. ADMINISTRATORS, PROBABLY HAS HAD LITTLE OR NO ACTUAL INTERATION WITH ME OR OTHER PRISONS + PRISONERS TO EVEN KNOW THE CIRCUMSTANCES THAT CAUSED THE INCIDENTS I'VE BEEN INVOLVED IN OVER 10 YEARS AGO + FIND IT IRONIC THAT THESE SAME ADMINISTRATORS ARE THE ONE'S WHO HOLD MY FATE IN THEIR HANDS, INSTEAD OF ADDRESSING WHERE I'M AT MENTALLY, EMOTIONALLY + PHYSICALLY IN 1993, SAID "ADMINISTRATORS" CONTINUE TO REACH BACK 10 YEARS - RELIEING ON PAST CONFLICTS THAT NO LONGER EXIST TODAY. SINCE NO ONE HAS TALKED TO ME REGARDING THE INCIDENTS I'VE HAD IN THE PAST + SINCE ADMINISTRATORS STAY IN THEIR OFFICE + HAVE LITTLE INSIGHT INTO THE REALITIES THAT EXIST IN PRISON, I ASSUME THEY'RE ACCESSIBLE TO THE SAME NEGATIVE IMAGES PORTABLE BY HOLLYWOOD CHARACTERIZATION OF PRISONERS. THE SAME AS NAIVE OUTSIDERS OFTEN ARE. SO SINCE THIS READER DOES NOT KNOW ME, + SINCE I HAVE NO IDEA WHAT TYPE OF MONSTEROUS IMAGE B.O.P. HAS OF ME TO ASSUME DUE TO PAST CONFLICTS WITH CERTAIN INDIVIDUALS THAT I'M SOME BLOOD THIRSTY MANIAC WHO WILL JUST ATTACK PEOPLE INDISCRIMINATELY. BUT I'M HERE TO ASSURE THIS READER + ANYONE ELSE WHO WILL LISTEN THAT IT'S NOT MY INTENTION TO HARM ANYONE. + WOULD APPRECIATE THIS READER TO TELL ME WHAT EVIDENCE B.O.P. HAS TO SAY I'VE "DEMONSTRATED NEED" TO MAINTAIN SPECIAL CELL STATUS WHEN I'VE NOT HAD ANY SERIOUS INCIDENTS SINCE 1983! + WHY AM I BEING HELD IN TOTAL SOLITARY CONFINEMENT? HAS B.O.P'S IMAGINATION RUN SO WILD THAT THEY ASSUME I'M SO TERRORIZING THAT I POSSESS THE POWER TO ATTACK PEOPLE WITH MY EYE BALLS, EARS + MOUTH IF I'M PLACED WITHIN EARSHOT + SIGHT OF OTHER PRISONERS?

B.O.P. STATES MY STATUS IS REGULARILY REVIEWED BY MY UNIT TEAM, ETC. MY QUESTION IS WHAT DOES HAVING THEM ENSURE MY NEEDS ARE BEING MET (WHICH CONSISTS OF ASKING ME IF I GET REC. 5 HR'S A WEEK, IF I SEE THE DOC DAILY + FEED DAILY) HAS TO DO WITH A MEANINGFUL REVIEW REGARDING A CHANGE OF MY CURRENT STATUS?

B.O.P. STATES, "U WILL NOT BE RELEASED FROM THIS STATUS UNTIL STAFF BELIEVE THE THREAT TO YOUR SAFETY + THE SAFETY OF OTHERS CAN BE ADEQUATELY MET IN SOME OTHER CORRECTIONAL SETTING." AGAIN I RESENT THE PLOY BEING USED - AS TO THE SO-CALLED "THREAT" TO MY

SAFETY. SINCE I DO NOT HAVE ANY PROBLEMS WITH ANYONE. THE ONLY PROBLEMS I HAVE IS BEING HELD IN SOLITARY CONFINEMENT FOR 10 YEARS. FOR FICTITIOUS REASONS, OTHER THAN THAT, I'D LIKE THIS READER TO TELL ME EXACTLY WHO SAID THEY FEAR MY PRESENCE? + WHAT EXACTLY WILL CONVINCE STAFF THAT "THREATS" TO MY SAAFETY + OR OTHERS CAN BE ADEQUATELY MET IN SOME OTHER CORRECTIONAL SETTING?

B.P.9 STATES: "PRESENTLY, IT'S NOT POSSIBLE TO DETERMINE A SPECIFIC LENGTH OF TIME FOR THIS TO OCCUR." MY POINT EXACTLY. WHICH ILLUSTRATES THE ARBITRARY NATURE OF THIS WHOLE BIASED PROCESS. I SAY "BIASED" FOR THE SIMPLE FACT WHEN PRISONERS KILL EACH OTHER, WE'RE GIVEN A "SPECIFIC" AMOUNT OF LOCK UP TIME TO SERVE BEFORE LET OUT. I'VE SERVED MORE TIME IN S.C. THAN MOST SERVE IN PRISON FOR MURDER + 8-TIMES THE AMOUNT GIVEN PRISONERS FOR MURDER - SO WHY THIS?

AS FAR AS THE "MONTHLY REPORTS" FILED TO THE REGION. AGAIN, THESE REPORTS ARE JUST REPETITIVE OF MORE OF THE SAME. AFTER 10 YEARS IT'S NOT TOO MUCH TO ASK THAT A LITTLE MORE INITIATIVE + THOT BE GIVEN TO MY SITUATION + RECORD FOR THE PAST 10 YEARS THAN WHAT THESE REPORTS OBVIOUSLY REVEAL. WHICH IS ABSOLUTELY NOTHING, EXCEPT THAT BE MONTH AFTER MONTH, YEAR AFTER YEAR AFTER YEAR AFTER YEAR B.P.9 STATES I'M APPROPRIATELY HOUSE SPECIAL CELL FOR MY SAFETY AS WELL AS THE SAFETY OF STAFF + OTHER PRISONERS.

IT'S LUDICROUS TO LOCK ME UP FOR 10 YEARS IN SOLITARY CONFINEMENT + THEN CLAIM IT'S FOR MY OWN SAFETY. I SUPPOSE IT'S AS GOOD A PLOY AS ANY TO DISGUISE THE RETALITORY NATURE OF KEEPING ME UNDER SUCH EXTREME CONDITIONS + PERHAPS HELP EASE THE CONSCIOUS OF THOSE CONTRIBUTING TO THIS CRUELTY BY PRETENDING IT'S FOR MY OWN GOOD. BUT SINCE I NEVER ASKED TO BE PROTECTED + HAVEN'T THE SLIGHTEST IDEA WHO WOULD WANT TO HURT ME + HAVE NOT THREATENED ANYONE, I REEQUEST B.O.P. PUT THESE PHANTOMS TO REST ONCE + FOR ALL.

I ALSO REQUEST EACH + EVERY QUESTION ENCLOSED BY ANSWERED + FURTHER CONSIDERATION BE GIVEN REGARDING MY RELEASED FROM SOLITARY CONFINEMENT.

THANK U!

(SIGNED) THOMAS E. SILVERSTEIN  
(DATED) 1-1-93

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BP-10

Part B - Response to Administrative Remedy Appeal - Index #39514-R1

We are in receipt of your regional appeal of the Warden's response provided you on December 27, 1992, wherein you allege that you are being held in special cell status against your will. In addition, you allege that you are not a threat to staff or inmates and your safety would not be jeopardy if released to general population.

Our review of your appeal, the Warden's response, and continued monitoring of your status revealed, your presence within the general population would pose a serious threat to life, property, self, staff or other inmates, or the secure and orderly running of the institution. This is a non-punitive status in which restricted conditions of confinement are required only to ensure the safety of inmates or others, the protection of property, or the security or orderly running of the institution.

Your case will continue to be carefully monitored periodically by institution, Regional and Central Office staff, at which time the conditions of your confinement will be evaluated. Member of the BOP Executive staff will continue to review your case annually and determine whether any change in your housing is to occur.

Based on our review, we must affirm the Warden's response as we can find no need for further relief. Therefore, your regional appeal is denied.

FEB 08 1993

Date



Calvin R. Edwards, Regional Director

Type or use ball-point pen. If attachments are needed, submit four copies. One copy each of the completed BP-DIR-9 and BP-DIR-10, including any attachments must be submitted with this appeal.

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

Part A-REASON FOR APPEAL B.P.10 STATES I "ALLEGED" THAT I'M BEING HELD IN SPECIAL CELL AGAINST MY WILL. IT'S MORE THAN ALLEGED. IT'S FACT. B.P.10 STATES IN ADDITION "YOU ALLEGED THAT YOU ARE NOT A THREAT TO STAFF OR INMATES + YOUR SAFETY WOULD NOT BE JEOPARDY IF RELEASED TO G.P." IT'S MORE THAN "ALLEGED" IT'S FACT. B.P.10 STATES "YOUR PRESENCE WITHIN THE G.P. WOULD POSE A SERIOUS THREAT TO LIFE, PROPERTY, SELF, STAFF OR OTHER INMATES, OR THE SECURE + ORDERLY RUNNING OF THE INSTITUTION." SINCE MY QUESTION WAS IGNORED IN B.P.10, LET ME REITERATE. HOW EXACTLY WAS IT SUPPOSEDLY "REVEALED" THAT MY PRESENCE WOULD POSE A SERIOUS THREAT TO THE THINGS JUST LISTED? I'M SURPRISED I'M NOT ALSO BEING HELD RESPONSIBLE FOR THE BUBONIC PLAGUE, FAMINE, ALL NATURAL DISASTERS, CANCER, STOCK MARKET CRASHES, THE SINKING OF BOTH THE TITANIC + THE BISMARCK, SMALL POX, CHAPPED LIPS, FALLEN ARCHES + THE FIRST + SECOND WORLD WARS SINCE SAID "DECISIONS" ARE BASED SOLELY ON SPECULATION + ACCUSATIONS. IF THEY ARE NOT, THEN WHAT PROOF DO YOU HAVE TO SUBSTANTIATE IT? OR IS A PROOF NO LONGER NEEDED IN THE ADMINISTRATIVE REMEDY PROCESS + THOSE IN POWER CAN JUST HOLD WHO EVER THEY DESIRE IN TOTAL SOLITARY CONFINEMENT BY SIMPLY FABRICATING A LIST SUCH AS STATED ABOVE + ASSUMING I'LL FULFILL SAID "SPECULATIONS"? I WOULD LIKE TO KNOW WHOSE IN FEAR OF THEIR SAFETY? WHAT "PROPERTY" DO I CAUSE A "SERIOUS THREAT" TO. WHEN I'VE NEVER ATTACKED OR THREATENED OR DAMAGED ANY PROPERTY SINCE COMING TO PRISON IN 1974. WHAT EXACTLY WILL CONVINCE STAFF THAT "THREATS" TO MY SAFETY + OF OTHERS CAN BE ADEQUATELY MET IN SOME OTHER CORRECTIONAL SETTING? WHY AM I BEING FORCED TO SERVE MORE TIME, UNDER FAR MORE STRINGENT CONDITIONS IN SOLITARY CONFINEMENT THAN OTHER PRISONER DOING TIME FOR MURDER? WHAT MAKES ME ANY MORE WORSE OR BETTER THAN THE NUMEROUS LIST OF PRISONER ASSAULT STATISTICS ILLUSTRATED IN B.O.P. ASSAULT DATA FY 198-1986 SEE EX. A. B.P.10 STATES "THIS IS A NOT PUNITIVE STATUS IN WHICH RESTRICTED CONDITIONS OF CONFINEMENT ARE REQUIRED ONLY TO ENSURE THE SAFETY OF INMATES OR OTHERS, BLAH, BLAH, BLAH." YEAH, I IMAGINE THAT'S WHAT BOP USED TO JUSTIFY THE BALL + CHAIN, FLOGGINGS ETC. I REALIZE PENAL MENTALITY HASN'T CHARGED MUCH SINCE THE GOOD OLD DAYS WHEN PRISON KEEPERS WERE FREE TO DO AS DESIRED TO THEIR HELPLESS VICTIMS KEPT LOCKED AWAY IN CAGES, NEVER THE LESS, BE IT 1993 OR 1693 SOLITARY CONFINEMENT, IS STILL SOLITARY CONFINEMENT CHANGING IT'S NAME TO S.H.U. + SAYING IT'S "NON-PUNITIVE STATUS" FIXES IN THE FACE OF REALITY SINCE SOLITARY CONFINEMENT WAS USED AS PUNISHMENT IN 1693 - + JUST CUZ U SAY IT'S NOT IN 1993 DOES NT CHANGE A THING. SINCE THE SO CALLED "JUSTIFICATION" FOR DOING THIS REVOLVES AROUND ENSURING THE SAFETY OF PRISONERS + STAFF BLAH, BLAH, BLAH, WHAT EXACTLY DOES THIS READER THINK I CAN DO BY TALKING + SEEING OTHERS IN ADJOINING CELL'S? PLEASE ADVISE + WHY AM I DENIED THE LIST OF THINGS ON PAGE 3 IN B.P.10 THAT HAS ABSOLUTELY NOTHING TO DO WITH SECURITY. B.P.10 STATES MY CASE WILL BE CAREFULLY MONITORED, AT WHICH TIME THE BOPERS WILL SIGNATURE OF REQUESTOR (SEE PG. 2-

Part B-RESPONSE 2-17-93

Thomas E. Silverstein

DATE

GENERAL COUNSEL

ORIGINAL: RETURN TO INMATE

CASE NUMBER: 39574-N1

Part C-RECEIPT

CASE NUMBER: \_\_\_\_\_

Return to:

LAST NAME, FIRST MIDDLE INITIAL

REG. NO.

UNIT

INSTITUTION

SUBJECT: \_\_\_\_\_

PART A - REASON FOR APPEAL # 39514 BP-11

EVALUATE MY CONDITIONS OF CONFINEMENT. I REITERATE - HOW CAN THAT BE WHEN NO ONE TALKS TO ME ABOUT ANY OF THE INCIDENTS I'VE BEEN CHARGED WITH. ALL I'M ASKED AT MY 6 MO. REVIEW IS IF I GET FEED DAILY. SEE THE P.A. (PHYSICIAN ASSISTANT) DAILY, & RECIEVE 5 HRS. A WEEK RECREATION AND ALL I'M TOLD WHEN I ASK ABOUT THIS POINT, IS THAT THEY HAVE NO JUICE IN THAT SPOT TO MAKE A DECISION SINCE IT'S UP TO THE DIRECTOR. THESE PRETEND "CAREFULLY MONITORED" REVIEWS ARE MEANINGLESS SINCE I SEE STAFF MEMBERS WHOM CLAIM THEIR ONLY FUNCTION IS TO SEE THAT DO I'M FEED, SEEN BY THE P.A. & GET REC. FOR SAKE OF ARGUMENT, IF THEIR JUST PASSING THE BUCK, WHAT EXACTLY IS BEING "CAREFULLY MONITORED"? AND WHAT TYPE OF DECISION CAN POSSIBLY BE MADE BY ASKING ME THOSE 3 QUESTIONS ALONE? B.P.10 SAYS "BOP EXECUTIVE STAFF WILL CONTINUE TO REVIEW YOUR CASE ANNUALLY & DETERMINE WHETHER ANY CHANGE IN YOUR HOUSING IS TO OCCUR. AGAIN, WHAT EXACTLY DO THEY BASE SAID "DETERMINATION" ON OR IN THE PAST 10 YEAR'S HAVE THEY BEEN ABLE TO FIGURE IT OUT YET? I SAY THIS IN EARNEST SINCE I BROUGHT THIS POINT TO THE WARDEN, A.W. CAPTAIN, REGIONAL DIRECTOR, UNIT MANAGER, COUNSELOR, PSYCHIATRIST, AS WELL AS ALL THE OTHER STAFF WHO ATTEND MY REVIEW'S & ITS BEEN A UNANIMOUS CONSENSUS THAT SAID "DETERMINATION" IS UP TO THE DIRECTOR. SO PERHAPS THEY DON'T EVEN KNOW THEY ARE SUPPOSED TO DO MORE THAN ASK ME THOSE 3 QUESTIONS? BY THE WAY, WHAT ELSE DO THEY HOPE TO SEE, THAT THEY HAVE'NT SAW IN THE PAST 10 YRS? OR ARE THEY JUST STALLING FOR REASON'S OF THEIR OWN. AT MY EXPENSE? OR, ARE THEY JUST WAITING - HOPING - SETTING ON THE EDGE OF THEIR SEATS TO SEE IF I BREAK ANY RULES SO THEY'LL HAVE AN EXCUSE TO CONTINUE THIS SADISTIC ACT OF CONFINEMENT WITH A WEE BIT MORE JUSTIFICATION THAN WHAT THEY ALREADY EXHAUSTED A FEW YEAR'S AGO? PLEASE DON'T PRECIEVE THIS AS ME BEING CRASS, I'M JUST THINKING OUT LOUD & EXPRESSING THE QUESTION'S THAT CONTINUE TO HAUNT ME WHICH YOU MAY BE ABLE TO RELATE WITH IF U WERE THROWN IN SOLITARY CONFINEMENT FOR 10YR'S. WOULDN'T U WONDER WHAT'S GOING ON WHEN YOU CONTINUE TO ASK YOUR CAPTORS WHEN WILL THEY LET YOU OUT & THEY CONTINUE TO SAY THEY DON'T KNOW? & WHEN I ASK WHAT DO I HAVE TO GET OUT? I'M TOLD JUST KEEP DOING WHAT I HAVE FOR THE PAST 10 YRS WHICH IS ABSOLUTELY NOTHING! IF THIS IS SOME SICK GAME THEY'RE PLAYING, I'D APPRECIATE IT IF YOU JUST TELL ME THIS IS HOW YOU FOLKS GET YOUR JOLLIES & I'LL JUST REST MY NECK FROM NOW ON. BUT IF THIS ADMINISTRATION REMEDY PROCESS ACTUALLY MEANS WHAT ITS SUPPOSED TO THEN I HAVE SOME LEGITIMATE GRIEVANCE & WOULD LIKE MY QUESTION'S ADDRESSED, THAN IGNORED & MORE SPECIFICS, THAN THE STANDARD PARTY LINE RESPONSE THAT IS EVIDENT IN EACH APPEAL FILED SO FAR. B.P.10 STATES, "WE CAN FIND NO NEED FOR FURTHER RELIEF, THEREFORE, YOUR REG. APPEAL IS DENIED." IT'S OBVIOUS THAT IT DOES'NT MATTER WHAT I DO OR SAY, AS THIS APPEAL REFLECTS THUS FAR, MY NUMEROUS ARE NOT ANSWERED. NOR HAS THIS GOVERNING BODY RELIED UPON ANY NEW EVIDENCE TO CONTINUE MY CURRENT STATUS. ALL THEY DO IS RELIE ON INCIDENTS THAT OCCURED A DECADE AGO, & HAVE'NT EVEN BOTHERED TO CONSIDER WHAT ALL TRANSPIRED BEFORE OR AFTER SAID "INCIDENTS" OCCURED. I PRESENT AN ARTICLE ENTITLED "BLUEPRINT FOR CONTROL UNITS - THIRTY YEARS OLD, TAKEN FROM THE NOV-DEC. 1992 P.N.S. WHICH WILL UNCOVER THE REAL TRUTH & PURPOSE BEHIND THE TREATMENT (A.K.A. "S.H.U.") THAT I'M BEING SUBJECTED TO. I'VE BEEN A VICTOM & NO MORE THAN A HUMAN SPECIMAN/GUINEAPIG IN DR. SCHEIN DIABOLICAL EXPERIMENTATION PROGRAM SINCE, AS THE RECORD REFLECTS, I'VE BEEN MADE TO ENDURE ALMOST ALL POINTS LISTED AS EXAMPLES IN SAID "EXPERIMENTS" FOR THE PAST 10YRS. & LONGER - BUT INSTEAD OF IT TURNING ME INTO SOME KIND OF MINDLESS VEGETABLE



# PART A - REASON FOR APPEAL #39514 B.P.11

WHO IS AUTOMATICALLY SUPPOSE TO REACT AS DOCTOR SCHEIN PRE  
DICTS AFTER SAID "BEHAVIOR MODIFICATION" TORTURE IS APPLIED &  
HOPEFULLY DESTROYED ALL OF A PRISONER'S MIND, SPIRIT & WILL POWER  
I'M HERE TO SAY AS A VICTIM OF SAID "EXPERIMENTATION" THAT WH  
AT IT'S DONE IS INFLICK UNNECESSARY PAIN & MISERY! NOT ONLY ON  
MYSELF, BUT ON MY FRIENDS & FAMILY WHO HAVE HAD TO SET BACK  
HELPLESSLY & WATCH THIS SADISTIC EXPERIMENT - TREATMENT -  
PLAY IT ~~OUT~~ <sup>SELF</sup> OUT YEAR AFTER YEAR AFTER YEAR AFTER YEAR ETC  
DR. SCHEIN GAME PLAN MAY LOOK GOOD ON PAPER TO THE LIKE-MINDED WHO  
BELIEVE JUST BECAUSE PEOPLE ARE IN PRISON THAT THE GOVERNMENT IS  
JUSTIFIED TO PLAY WITH PEOPLES MINDS & LIFE & SCRAMBLE PRISONERS  
BRAINS & BELIEFS ANYWAY THEY SEE FIT. ALL IN THE NAME OF DOING  
WHAT THE GOVERNMENT AGENTS FEEL IS "BEST." WHO MADE THEM "GOD"  
& WHO SAYS THEIR WAY IS THE ONLY AND BEST WAY? I WAS ALWAYS MADE  
TO BELIEVE AMERICA WAS THE LAND OF THE FREE WHERE PEOPLES INDIVI  
DUALITY IS APPLAUDED, EVEN WHEN "DIFFERS FROM THE STATUS QUO & MA  
JORITY RULE. AND PRISON IS WHERE PEOPLE COME TO SERVE TIME FOR ANY  
LAW'S THAT THEIR ALLEGED TO HAVE BROKEN. NOT A HOUSE OF HORRORS  
WHERE AMERICAN CITIZENS ARE SENT TO BE TORTURED UNTIL THEY AGREE  
TO GOOSE-STEP WITH THEIR TORMENTORS! DR. SCHEIN MAY OF BEEN A BIG  
HIT UNDER THE THIRD REICH & HITLER HIMSELF SINCE THEY WERE INTO  
MIND CONTROL & DICTATORSHIP & TORTURING PEOPLE FOR THEIR OWN  
\* "GOOD" & THE GOVERNMENT. BUT, IN PRACTICE, AS WAS THE CASE WITH DR.  
FRANKINSEIN, WHAT DR. SCHEIN PERCEIVES TO BE A BREAKTHRU IN PEN  
OLOGY & THE GREATEST BRAIN STORM SINCE ICE CREAM HAS OBVIOUSLY  
BACK FIRED & HAS NO BUSINESS IN 1993 ~~IN~~ IN AMERICA. YET, I'VE BECOME  
SOME MAD & SADISTIC DOCTOR'S EXPERIMENT FOR THE BOP - UNDER THE PLOY  
OF "SECURITY" & "BEHAVIOR MODIFICATION." IN OTHER WORDS, THEY  
MENTALLY TORTURE YOU IN SOPHISTICATED WAYS UNTIL THEY CAN MAKE  
A PRISONER (ME) BEG FOR MERCY, CRY "UNCLE" & BREAK A MAN'S WILL  
& MIND UNDER INTENSE PRESSURE IN ORDER TO SATISFY BOP'S DESIRED  
PURPOSE. WHATEVER THAT MAY BE. HOWEVER, I HATE TO BUST BOP'S  
& DR. SCHEIN'S DIABOLICAL "BEHAVIOR MODIFICATION" BUBBLE. BUT I SHOULD  
HOPE - REQUEST THAT MY EXTENSIVE CLEAN CONDUCT RECORD ALL THESE  
YEAR'S SHOULD BE ALL THAT'S NEEDED TO DEMONSTRATE MY SINCERITY ~~WHEN~~  
WHEN I SAY IT'S NOT MY INTENTIONS TO CAUSE ANY THREATS TO THE SAFETY  
OF MY PEER'S IN CHAINS. STAFF. PROPERTY OR THE SECURITY OR ORDERLY  
RUNNING OF THE INSTITUTION. AFTER 10YR'S IT'S OBVIOUS, AT LEAST TO THOSE  
WHO DON'T HAVE ANY AXES TO GRIND, THAT BEING HELD IN THE RIDICULOUSLY EX  
TREME RESTRICTED CONDITIONS THAT I AM & AS LONG AS I HAVE BEEN, TH  
AT THIS IS IN FACT VERY MUCH "PUNITIVE" & IF IT'S NOT DAWNED ON THE POWER  
THAT BE THAT IT'S NOT MY INTENTIONS TO CAUSE ANY TROUBLE BY NOW, THEN CHA  
NCE'S ARE THEY'LL CONTINUE TO TURN A DEAF EAR. NOR BE RECEPTIVE TO IT BE  
CAUSE APPARENTLY THEY HAVE A MORE OF THE SAME REVENGEFUL AGENDA  
IN MIND. NEVER THE LESS. FOR THE RECORD - I REQUEST FURTHER CONSIDER  
ATION BE GRANTED TO MY REQUEST FOR RELEASE FROM SOLITARY CONFINEMENT  
& IF NOT, THEN I'D APPRECIATE ANSWERS TO THE ENCLOSED QUESTIONS  
THAT'S IF YOU EVEN BOTHER TO READ THE PRISONER'S PORTION OF THE APPEAL.  
SINCE MOST RESPONSES APPEAR TO BE RUBBER, STAMPED OF WHATEVER THE  
"PART B" PAGE HAS TO SAY: ALSO FOR THE RECORD, I KNOW BOP IS PROUD OF THEIR  
LITTLE SADISTIC SHOW PIECE AT U.S.P. MARION, IL. & MY SPECIALIZED CEMENT COFFIN, &  
HOLD EM UP AS SHINNING EXAMPLES TO TRY & JUSTIFY THEIR FUNCTIONS AS BEING TH  
ALL TIME DETERRENT OF CRIME IN OTHER PRISONS, THAT SUPPOSEDLY IS KEEPING OTH  
ER PRISONER'S IN LINE. IN CASE THIS TYPE OF MISGUIDED LOGIC HAPPEN'S TO BE PART  
OF THE REASONING FOR KEEPING ME WHERE I AM - I'D LIKE TO DRAW YOUR ATTEN  
ION BACK TO "EXHIBIT A" THAT SHOW'S ACCORDING TO B.O.P.'S OWN "ASSULT DATA" TH  
AT ASSAULTS HAVE INCREASED SINCE I & MARION WERE LOCKED DOWN IN 1983. IT APP  
EAR'S ANOTHER BOP DIABOLICAL BRAIN CHILD HAS GONE AWRY. BECAUSE BOP OVER  
PAID EXECUTIVE STAFF CONTINUE TO CREATE VIOLENT INVIREMENTS! CONTRARY TO  
DR. SCHEIN & COMPANY'S "BEHAVIOR MODIFICATION" ATTACKS ON USUALLY DECENT  
HUMAN BEING'S WHOSE ONLY CRIME WAS COMING TO PRISON FOR ALLEGELY,  
BREAKING THE LAW - ONLY SERVES TO MAKE IT'S VICTIM'S WORSE, NOT, I REPEAT



PART A - REASON FOR APPEAL # 39514 (\* + BOP) BP-11

NOT BETTER! SO DR. SCHEIN NEEDS TO RETHINK THEIR  
DIABOLICAL GAME PLAN'S + SPECIAL HOUSING UNIT'S ETC. & STOP  
JUST ASSUMING PEOPLE AREN'T ABLE TO REHABILITATE OURSELVES  
WITHOUT HAVING TO BE TORTURED INTO IT FIRST! OR, Y. THAT PEOPLE  
CAN'T BE REHABILITATED JUST BECAUSE WE DON'T RESPOND WELL  
TO TORTUROUS ATTACKS FROM THE POWER'S THAT BE, IN THE MANNER  
IN WHICH DR. SCHEIN + OTHER LIKE MINDED PENOLOGIST PRESUME  
WILL OCCURE WHEN ENUF SERIOUS "SECURITY" IS STUCK TO US THAT HAS  
SINCE REPLACED THE BALL + CHAIN'S + WHIPPING POST. WHAT THEY  
NEED TO DO IS PUT ALL THAT MID-EVIL WAY OF THINKING ASIDE, CUZ IT  
DIDN'T WORK THEN + IT SURE DOESN'T WORK NOW. THE "POPULAT.  
ION STATISTICS" COLUMN ON EXHIBIT A, SHOW'S THAT IT'S INCREASED, NOT  
DECREASED. SO THEY NEED TO WORK ON WAY'S THAT HELP PEOPLE - BETTER  
OURSELVES, INSTEAD OF CREATING NEW + IMPROVED WAY'S TO  
**DESTROY** PEOPLE + BURYING US ALIVE IN THESE CEMENT TOMBS!

Thomas E. Silverstein

DATE

2/17/93

# EXHIBIT-A

## FEDERAL BUREAU OF PRISONS ASSAULT DATA FY 1980 - 1986

POPULATION STATISTICS		ASSAULT STATISTICS			
YEAR	TOTAL SENTENCED AND UNSENTENCED	INMATE ON INMATE WITH WEAPON	INMATE ON INMATE WITHOUT WEAPON	INMATE ON STAFF WITH WEAPON	INMATE ON STAFF WITHOUT WEAPON
1980	24,252	211	176	42	263
1981	26,195	251	111	69	224
1982	28,133	259	130	40	241
1983	30,214	229	124	43	183
1984	32,317	199	159	51	260
1985	36,042	192	117	39	167
1986	41,861	227	147	31	200

**NOTE:** Information provided on assaults should be used cautiously due to changes in reporting procedures and definitions over time.

**SOURCES:** Assaults statistics came from Correctional Services Reports, and is currently being used by the Office of Research and Evaluation for a series of reports regarding assaults. Population statistics are taken from the Key Indicators Strategic Support System (KI/SSS).

B.P. 11

ADMIN. REM. No. 39514-A1  
PAGE 2

You request release from special housing status for a multitude of reasons.

You were informed that your continued placement in special housing status is because staff believe that you are a serious threat to staff, other inmates, and to the security and orderly running of BOP facilities. Specifically, during your confinement, you have been convicted of murdering both staff and inmates. Your housing status is considered non-punitive. Rather, BOP Executive Staff determined that you require restricted conditions of confinement to ensure the safety of staff and inmates and the security and orderly running of BOP institutions. A substantial period of favorable institution adjustment is expected prior to considering your for a change in housing status due to the extreme nature of the circumstances surrounding your placement in such a status. Executive staff reviews your status annually. In addition, two times a year, you have a thorough review which includes the presence of a representative from the regional office, the Warden, Associate Wardens, Captain, SHU Lieutenant, Psychologist, and your case manager. You have a review scheduled in July 1993. We find no basis for any further relief.

5/18/93  
\_\_\_\_\_  
DATE

*John L. Megathlin* *ilk*  
\_\_\_\_\_  
JOHN L. MEGATHLIN, Administrator  
National Inmate Appeals

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