

# Federal Bureau of Prisons

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Metropolitan Detention Center  
Los Angeles, California

Obtaining Records and Information



# MDCLA

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- Administrative Mission
- Pre-trial Inmates
  - Who has legal custody?
  - Exception



# Competency Evaluations

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**18 U.S.C. §§ 4241, 4242, 4244**

- Court order(s)
- Time frames

**Call us, we have samples!**



# Visiting Procedures

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- Social Visits for GP Inmates
  - Conducted in visiting room
  - Exception: Televisiting for disruptive inmates
    - Monitored via video
- Legal Visits for GP Inmates
  - Conducted in private rooms within visiting room
- SHU Inmates
  - Televisiting
  - No-contact room

# Proffers

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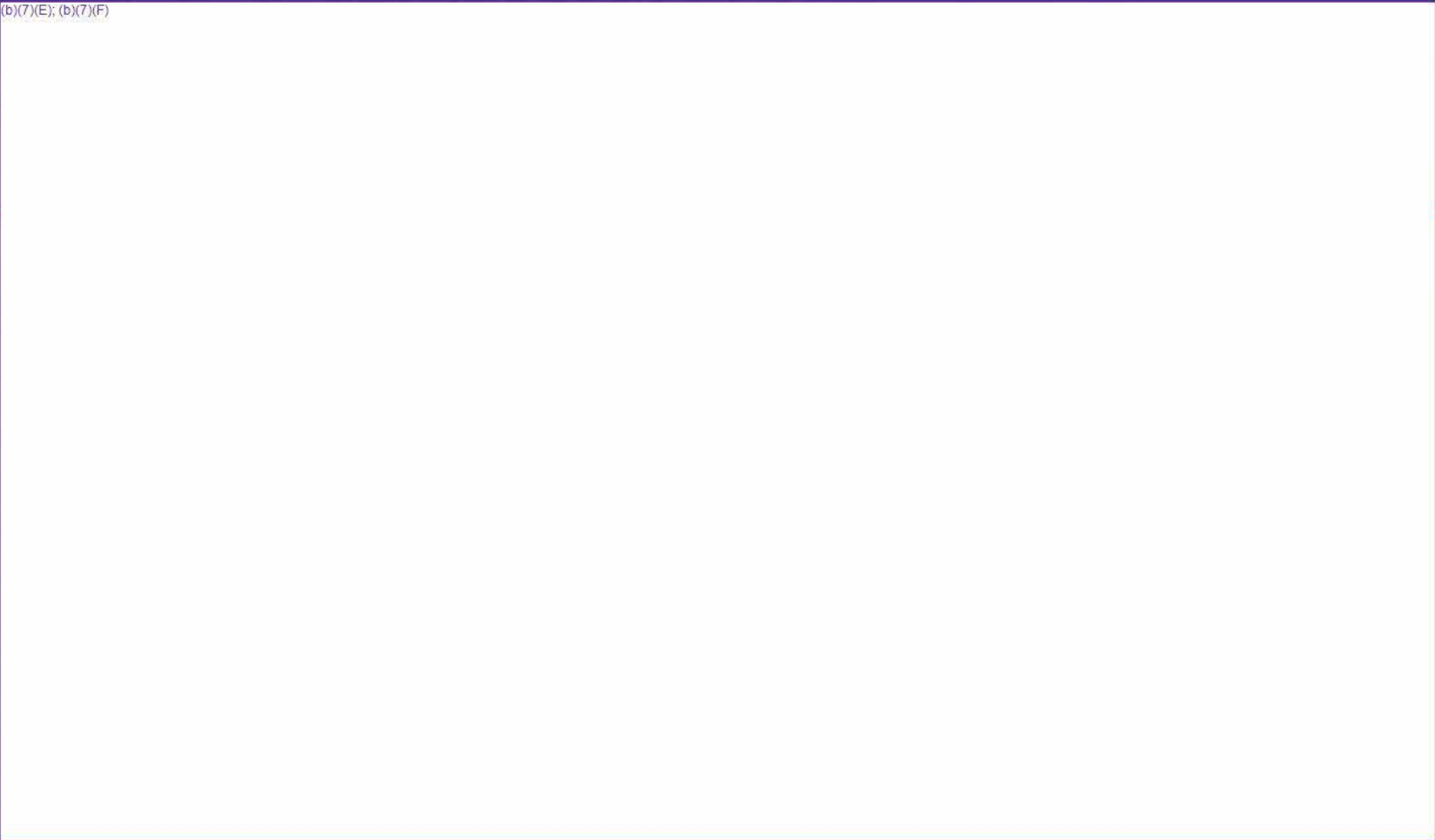
- Requirements for Request
  - ✓ Name, Register Number of Inmate
  - ✓ Meeting Participants
  - ✓ Date, Time, Length of Meeting
- Limitations

# Inmate Telephone Calls


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- Monitored
- Unmonitored
  - GP inmates have access to FPD phone
  - Can make a request through Unit Team
- SHU Inmates
  - Unlimited legal calls
    - Need to make request
  - Social calls
    - What is the inmate's classification?

(b)(7)(E); (b)(7)(F)



(b)(6); (b)(7)(C)





# Separation Requests

- Written Request
  - Be specific
  - Include Inmate Name and Register Number or other Identifying Information
- Effective for all inmate movement
- To make request, contact:
  - USMS

(b)(6); (b)(7)(C)



# MEDICAL ISSUES:

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- Complaints about medical care
- Medical records
- Contractors, scheduling
- Responses to Ex Parte Applications
- Court appearances

# MEDICAL ISSUES: Attempts at Resolution

(b)(5)

- (Formal) administrative remedies? Sick call?
- Non-public information

## MDC receives complaint:


- Same responses

(b)(5)

# MEDICAL ISSUES: Medical Records

## Dental, Medical, Mental Health

- AUSA:
  - Law-enforcement request
- Defense Counsel:
  - Inmate request
  - FOIA
  - Request through AUSA
  - Subpoena (*Touhy*)
  - Court Order (last resort)



(Telling us why,  
not just what you  
need helps us  
help you.)



# MEDICAL ISSUES: Contractors

- Inmates are referred to outside providers for many procedures

(b)(7)(F)

- Providers dictate their own availability
- Safety and security reasons prohibit sharing exact outside appointment dates
- BOP HAS NO LEGAL AUTHORITY OVER PROVIDERS



# MEDICAL ISSUES:

## Ex Parte Applications/Court Orders

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- Call BOP!
- Appropriate response

# MEDICAL ISSUES: Court Appearances

(b)(5)

# Document Requests: What documents exist?

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## BOP & Inmate Records

- Paper
- Electronic

## Inmate Communication with the Outside World:

- Visiting
- Telephone Calls (previous 6 months)
- TRULINCS (previous 6 months)
- U.S. Mail (rarely)

## Retention

# Document Requests: What can you request by letter?

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- Almost all BOP records
- Inmate records
  - Administrative
  - Medical / Dental / Mental Health
  - Electronic Messaging

Subpoena is required only when requesting copies of recorded inmate telephone calls



# Document Requests: SUPBOENAS

## Content

- Direct to “Custodian of Records”
- Inmate name, register number, start/end date of calls (cannot be prospective), phone numbers (if applicable for request or exclusion)
- Agent Name/Telephone Number
- Do not subpoena emails

## Service Alternatives

- Drop off at the front desk
- Fax to SIS Dept.: (b)(6); (b)(7)(C) [REDACTED]

## What happens next?

# SENTENCING ISSUES

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## DANGER AREAS

- Sentencing Credits
- Concurrent / consecutive with state / federal sentences
- Location / jurisdiction for incarceration
- Residential Drug Abuse Program (RDAP)
- Restitution
  - Before you agree to anything,

**CALL US FIRST!!**

# Contact Information

Consolidated Legal Center, Los Angeles

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