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California Department of Corrections and Rehabilitation
PRA Administrators
1515 S Street Suite 314S
Sacramento, CA 94283-0001
Sent Via Fax to (916) 327-5306

May 14, 2015

Re: California Public Records Act Request – CDCR Attorney Phone Call and Visiting Policies

To Whom It May Concern:

I submit the following request for records pursuant to the Public Records Act (PRA) (GOVT. CODE §§ 6250 – 6276.48) and Article 1 Section 3(b) of the California Constitution. Records that evidence 1. written policies 2. official policies and 3. current staff and institution practices regarding attorney phone calls and attorney visiting. I am requesting the following information about each institution.

- Legal Calls: What is the formal policy? What happens in practice? Are confidential non-recorded calls made available? Can attorneys make appointments (if so, how)? Are clients restricted to recorded collect calls? Are clients allowed to access a phone during standard 9-5 business hours? What is the impact of clients' classification levels and housing (general population, SHU, Ad-seg, medical, hospital, etc.)? What other variables impact a client's access to confidential or non-confidential attorney calls?
- Legal Visiting: I request records for each institution's sub-facilities or blocks, and their sub-yards.
 - Visit Availability: How are attorney visits made available (fax, phone call, letter, email)? What days? What hours? How many appointments are made available, and for how long? Are visit confirmations for gate clearance made available (fax, phone call, letter, email)?
 - Visit Conditions: Are visiting conditions ADA accessible? Are attorneys in confidential booths? Do the booths require the use of phones? Are attorneys in wire cages? Are attorneys using family visiting phones that record calls and are within sight and sound of staff, inmate workers, and other attorneys? Are visits conducted in open general visiting areas? Is there overlap between attorney visiting and general visiting? Are contact visits available? When are attorneys restricted to non-contact visits? What are the differences between security level, general population, SHU, Ad-seg, medical, hospital, etc.
 - Visit Confidentiality: If a phone is used, is the phone always capable of recording? When and how are phones turned off? How can attorneys tell whether they are being recorded or not? Are there confidential booths available? Are confidential booths currently offered to attorneys in practice? Are the booths within sight and sound of staff or inmate workers and other attorneys? Are visits conducted in open general visiting area within sight and sound of staff and inmate workers and other attorneys?

In the event that a visual aid clarifies the request, I have summarized the request and potential answers in a table below.

Institution	Facility	Unit/ Block/ Yard	Inmate Status	Contact	Contact	Contact	Contact	Non- Contact	Non- Contact	Non- Contact	Non- Contact	ADA Access
				Booth w/ Closed Doors	Wire Cage	Family Visiting Room	Other	Booth w/ Closed Doors	Family visiting phones where staff, inmates, other attorney s can not hear	Family visiting phones where staff, inmates, other attorney s can hear	Other	
PBSP	Gen Pop	A, B, C	Non- restricted	no	no	no	no	no	no	yes	no	no
			Restricted (Ad-seg, etc.)	no	no	no	no	no	no	yes	no	no
	SHU	D	Non- restricted	no	no	no	no	Yes, with phone capable of recordin g	no	no	no	no
			Restricted (Ad-seg, etc.)	no	no	no	no	Yes, with phone capable of recordin g	no	no	no	no

I request release of the non-exempt information “reasonably segregable” from that which may be redacted due to arguments of exemption. (Gov. Code, § 6253, subd. (a).) If your office asserts that any records are exempt from disclosure, I request that the office provide a written response setting forth the asserted legal authority. (Gov. Code, § 6255) If this agency does not have the records or decides to redact or withhold them, I request that the agency identify by name and title each person responsible for the decision in its written response. (Gov. Code, §§ 6253, subd. (d), 6255, subd. (b).)

I am requesting to receive the documents electronically to ckh@caitlinkellyhenry.com pursuant to Gov. Code, § 6253.9, subd. (a). If this is not possible and copying costs will be incurred, please email or call me as soon as possible that I may remit payment in an expedient manner.

This request is being submitted via email and Fax on May 14. I anticipate receiving your office's response by May 24, 10 calendar days after the date of receipt of the request. (Gov. Code, § 6253, subd. (c). 18 Civ. Code, § 10.) I anticipate your office will disclosure records promptly thereafter.

Sincerely,
/s/
Caitlin Kelly Henry, Esq.