

California Coalition for Women Prisoners, et al.,
v.
U.S Federal Bureau of Prisons, et al., Consent Decree
Case No. 4:23-cv-04155-YGR

**6th Public Monthly Status Report
September 1 - 30, 2025**

Submitted by
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Senior Monitor
U.S. District Court
Northern District Court of California

January 6, 2026

REVISED

TABLE OF CONTENTS

Senior Monitor & Team	3
Introduction & Background	4
Assessment & Recommendations	7
A.1.34 Medical Healthcare (Part 1), Review of Medical Healthcare Alerts	7
A.1.34 Mental Healthcare (Part 2), Review of Mental Healthcare Alerts	11
B.42 Alerts & Reporting & C.1.44 - 45 Staff Abuse & Retaliation, Placement in Special Housing Units	13
C.1.46 & C.1.49 Staff Abuse & Retaliation, Placement in Special Housing Units	15
C.1.47 Staff Abuse & Retaliation, Placement in Special Housing Units.....	18
C.1.48 Staff Abuse & Retaliation, Placement in Special Housing Units.....	19
C.1.51 Staff Abuse & Retaliation, Placement in Special Housing Units.....	21
C.1.52 - 55 Staff Abuse & Retaliation, Placement in Special Housing Units	23
C.2.58 - 61 Staff Abuse & Retaliation, Reports of Staff Retaliation	27
C.3.62 – 63 & 65 Staff Abuse & Retaliation, Reports of Staff Physical or Sexual Abuse.....	31
C.3.64 Staff Abuse & Retaliation, Reports of Staff Physical or Sexual Abuse	35
D.1.68 - 69 Designation & Release, Designations.....	37
D.1.70 Designation & Release, Designations	39
D.1.71 Designation & Release, Designations	40
D.1.72 Designation & Release, Designations	42
E.81 - 82 Class Member Access to Counsel and the Monitor	44
Glossary of Acronyms	47
Definitions	48
Relevant Federal Codes	52
Attachments	55

Senior Monitor & Team	
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Introduction & Background

Introduction: This section serves as an introduction to the 6th monthly monitoring report on the status of the United States (U.S.) Federal Bureau of Prisons (BOP) implementation of the California Coalition for Women Prisoners v. U.S. BOP Consent Decree. This report addresses the related Paragraphs assigned to Senior Monitor Wendy Still, MAS, for monitoring during the month of September 2025. This report includes recommendations that refer to a *“a course of action that the Monitor believes would assist the BOP in complying with this Consent Decree.”*¹ Additional recommendations may also be added in subsequent reports as additional information and assessments are conducted by the Monitoring Team. Furthermore, while this report is updated from the original December 30, 2025 report, only information from September 1 - 30, 2025 is included.

The Senior Monitor extends her appreciation to the BOP staff for their cooperation and support in providing information and assistance related to the various Paragraphs of this report. Appreciation is also extended to Class Counsel for their support and continued communication regarding concerns raised by Class Members.

Monitoring Activities: During this monitoring period, the Senior Monitor’s priorities centered on assessing factual findings related to the various Paragraphs of the Consent Decree. The activities conducted during this period include, but are not limited to, the following:

- Review of BOP program statements, records, audits, reports, tracking logs, formal and informal training materials, online training content, the Code of Federal Regulations (C.F.R.), Title 28², and other relevant documents;
- Participation in meetings with BOP, Class Counsel, and the Assistant United States Attorney (AUSA), and the Court;
- Interviews with BOP and Class Members;
- Review of Class Counsel Memorandum, September 30, 2025; and
- Review of emails from Class Members, BOP staff, Class Counsel, and the AUSA.

No onsite monitoring tours were conducted during this reporting period.

Reporting: The release of this report was delayed, in part, as the Senior Monitor focused her attention on BOP’s 37-page and Class Counsel’s 22-page written response to the draft *5th Public Monthly Status Report, August 1 – 31, 2025*, not including additional comments to the confidential attachments. Although the Consent Decree expressly requires a review period for the quarterly monitoring reports, the Senior Monitor has continued to allow for a comment period for all draft monthly monitoring reports since the inception of the Consent Decree. However, the extensive comments and subsequent follow-up discussions, in response to BOP and Class Counsel’s written feedback, have continued to cause delays in the release of *all* reports.

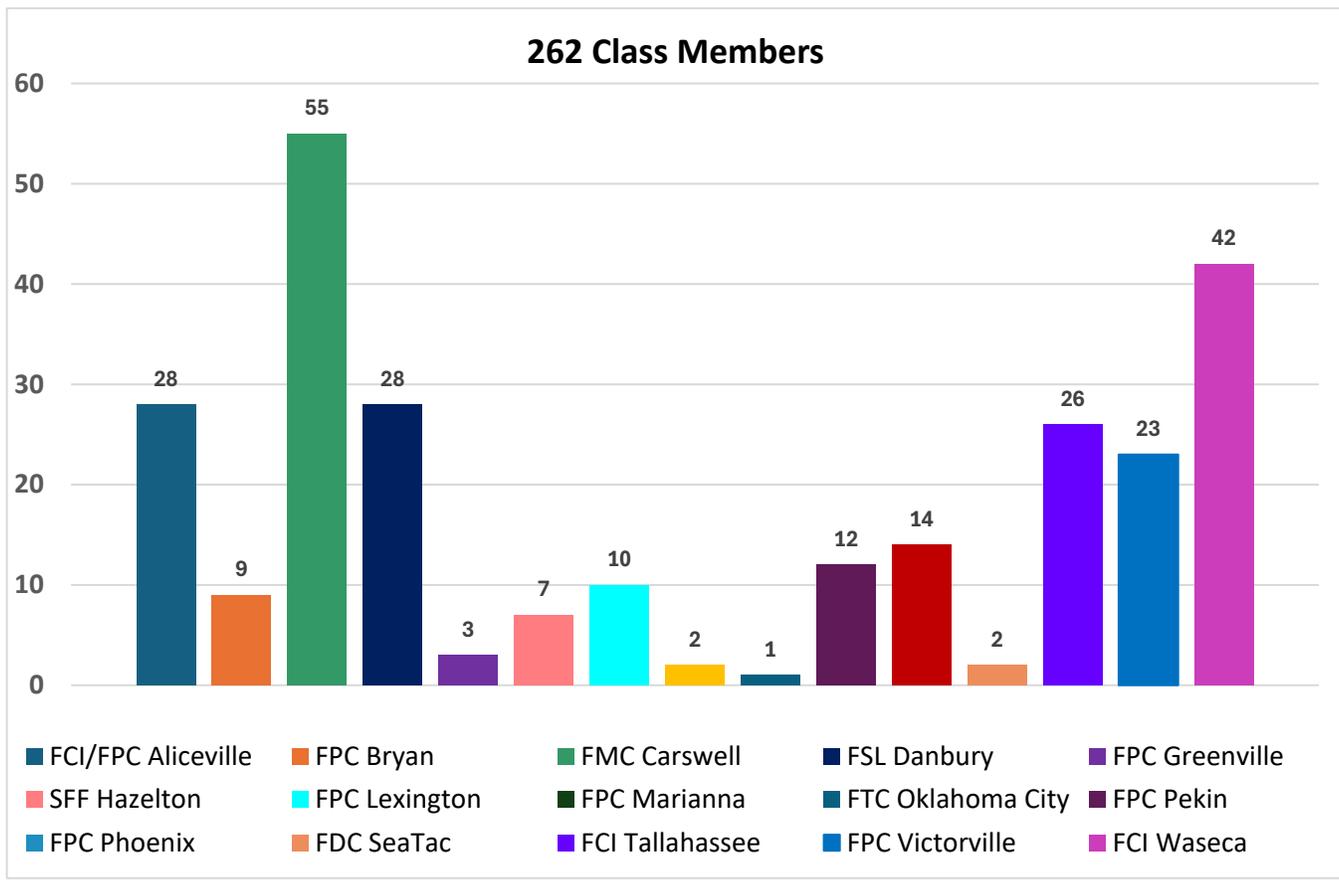
¹ Paragraph 99, Consent Decree

² [eCFR :: Title 28 of the CFR -- Judicial Administration](#)

General Recommendations -- Staffing, Training, Audits & Quality Assurance: After six months of continuous monitoring (March 31st - September 30th), the following general recommendations are offered in response to observations and the knowledge that has been gained by the Monitoring Team through the review of numerous documents, interviews, and onsite visits.

- Reduce the augmentation of staff to help BOP improve access and the quality of services provided to Class Members.
- Work with the Senior Monitor to develop a comprehensive collection, tracking, and reporting system for compliance with the Consent Decree requirements.
- Provide training and corrective proof of practice to ensure compliance with all requirements of the Consent Decree.
- Utilize Class Member grievances to assist in determining areas for improvement.
- Utilize augmentation reports, as it relates to Class Member complaints, to determine their impact on BOP’s adherence to the requirements of the Consent Decree.

Class Members: The chart below reflects the number of Class Members in BOP custody by facility.³



³ Reflects population roster generated by BOP and provided to the Senior Monitor on September 30, 2025.

**** NOTE:** BOP facilities in the *legend* above are depicted in the order shown in the *bar chart* (from left to right).

Bureau of Prison Facility Acronyms			
FCI	Federal Correctional Institution	FSL	Federal Satellite Low
FDC	Federal Detention Center	FTC	Federal Transfer Center
FMC	Federal Medical Center	MDC	Metropolitan Detention Center
FPC	Federal Prison Camp	SFF	Secure Female Facility

NOTE:

- The term “**facility**” and “**institution**” are utilized interchangeably throughout this document.
- Related Paragraphs have been consolidated in this status report for clarity; however, several may be reported separately in future reports, as needed.
- The section and subsection letters and numbers referenced in the following sections of this report are based on the structure of the Consent Decree.
- The reference to *Monitors* refers to two or more members of the Monitoring Team, including the Senior Monitor.
- BOP Program Statements, reference documents and metrics for each of the Paragraphs assessed, are noted in the attachment titled, *Program Statements and Reference Documents, September 2025*. Some metrics may also be mentioned in this report for emphasis.

Consent Decree Protections: The Consent Decree offers the following protections:

✓ extensive monitoring and public reporting conducted by the Senior Monitor
✓ access to confidential communications with the Senior Monitor and Class Counsel attorneys to report allegations of abuse and violations of the Consent Decree
✓ limitations on the use of Special Housing Unit (SHU), due process rights for Class Members placed in SHU for alleged disciplinary reasons, and expanded privileges for Class Members placed in SHU for non-disciplinary reasons
✓ restoration of credits lost during transfer from FCI Dublin and expungement of improper disciplinary write-ups from FCI Dublin
✓ release of eligible Class Members under existing laws to halfway houses and home confinement as soon as practicable
✓ public acknowledgment of abuse at FCI Dublin by the BOP Director

Assessment & Recommendations

A. Medical Healthcare (Part 1)

1. Review of Medical Healthcare Alerts

34. The Monitor shall review, and include in monthly reports, the medical and mental health care status of each individual who is the subject of a Medical and/or Mental Health Alert or Nexus Alert that was not cleared as of the date of the previous monthly report, including but not limited to ongoing provision of care. For any Alert cleared as of the date of the previous monthly report, the Monitor will provide an explanation as to why the Alert was cleared.

Metrics:

- Class Member and BOP Staff Interviews
- Class Member Email Complaints
- BOP Open and Closed Alert Report
- Program Statements and Reference Documents, September 2025, Attachment

Assessment: No onsite facility evaluations were conducted by the Monitoring Team in September 2025.

Status of Medical Alerts: During this reporting period, there were 49 open medical alerts reflecting a range of medical complaints. The Monitoring Team initially requested that 17 new alerts be opened. However, after obtaining additional clarification from BOP, only 14 alerts needed to be opened. Additionally, 39 emails were received from Class Members, with the majority expressing concerns regarding their inability to access medical care, delays in receiving medications, and missed or delayed follow-up appointments. Ultimately, eight medical alerts were closed by the end of the monitoring period.

Status of Medical Alerts as of September 30, 2025

New Alerts Opened: 14	Medical Open Alerts Remaining: 49	Closed Alerts: 8
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Total Emails Received from Class Members Regarding Medical Concerns: 39

Class Members continue to experience significant and avoidable delays in obtaining basic sick call evaluations. Conditions such as rashes, infections, diabetes-related complications, hypertension, and seizure disorders have not been consistently addressed in a timely manner. BOP continues to face ongoing challenges in communicating with Class Members regarding the status of their appointments and the coordination of their medical care. This is reflected in emails the Monitoring Team received from Class Members, as many indicate they are repeat requests. The average Class Member wait time for specialty care is 9.2 months, with one person waiting over two years.

Medical Alerts & Complaints Received: The table below reflects a summary of Class Member medical and mental health complaints received via email and/or through Class Counsel. It should be noted that complaints received were from various facilities housing Class Members, the majority of which were related to sick call.

Class Member Email Healthcare Complaints as of September 2025 ⁴			
BOP Facility	Number of Complaints	BOP Facility	Number of Complaints
FMC Carswell	12	FCI Tallahassee	4
FSL Danbury	6	FPC Victorville	3
FPC Pekin	2	FCI Waseca	5
Total: 32			

Examples Related to Medical:⁵

Class Member 1: Class Member suffered a work injury while housed at FCI Dublin that was inappropriately addressed resulting in scarring affecting the eye area. She has been awaiting a specialist evaluation and treatment since November 4, 2024. Class Member was seen on April 23, 2025, and revision of the scar was recommended. A new consult for treatment was written with a target date of late July 2025. As of September 30, 2025, the consultation is still outstanding. This lag time exceeds community standards significantly (wait times vary geographically between 1 - 10 months).

Class Member 2: Class Member has a diabetic condition that has existed since she was housed at FCI Dublin. She reported submitting multiple sick call requests over a two-month period for a rash and sores on her arms. Initially, she was evaluated by medical staff and advised to purchase over-the-counter cream from the commissary. She was later informed she had tested positive for a communicable disease, which increased her anxiety and concerns regarding her overall health. She was formally seen at sick call on September 8, 2025, presenting with a red, draining rash on her right wrist. A wound culture was taken, and she was prescribed a single antibiotic. The environment in which the case is presenting and the fact that the Class Member is a diabetic should have heightened suspicions for dual antibiotic coverage. Lab results dated September 14, 2025, confirmed a staphylococcal infection that required dual antibiotic coverage due to resistance. Class Member was subsequently prescribed Dicloxacillin and Cephalexin (Keflex). She expressed concern that her condition was not taken seriously until it worsened, causing significant anxiety regarding her health.

Class Member 3: An alert for a specialist evaluation for the Class Member was entered on April 18, 2024. An appointment for April 2025 was scheduled, and subsequently cancelled as a result of staffing issues. In the interim, BOP providers have ordered appropriate and extensive laboratory studies. Class Member

⁴ One complaint is specific to mental healthcare.

⁵ Class Member names can be located in the attachment titled, *Class Member Confidential Key, September 2025*.

was seen by a specialist on September 11, 2025. However, a copy of her medical records, including laboratory results, were not made available to the offsite specialist who proceeded to reorder these items. Recommendations from the specialist were minor due to not having complete records and having to wait and reschedule the Class Member for a future appointment. Class Member has also been waiting for hearing aids since April 21, 2025. This lack of coordination leads to inefficient use of specialty visits, incurs additional cost, and increases the need to transport Class Members outside of BOP facilities for treatment, while also delaying needed specialty recommendations.

Class Member 4: An alert for this Class Member was placed in February 2025 for a gastrointestinal consultation related to previous history and recommendations. The consultation was completed on April 2, 2025, with recommendations for additional procedures to be conducted. The follow-up consultation for the procedures was scheduled for September 10, 2025, but canceled due to staffing issues. It was subsequently rescheduled for November 2025. This case highlights how staffing issues can lead to delays in care. However, BOP advises that appointments cancelled as a result of staffing issues occur only after a review is completed by Health Services staff to determine if the consultation may safely be completed at a different date.

Class Member 5: While housed at FCI Dublin, Class Member had a procedure performed on December 19, 2023, that required re-evaluation, and the removal and replacement of a medical device. She was seen by a specialist on June 4, 2025, in response to ongoing issues following the replacement of the medical device. During this appointment, the Class Member discussed her desire to have the device removed. An ultrasound was performed on September 2, 2025, which confirmed the malposition of the device. A consult for removal of the device was placed and as of September 30, 2025, the Class Member is awaiting a specialty visit for removal.

Class Member 6: An alert was placed on April 23, 2024, for a follow up breast ultrasound. The ultrasound was completed nine months later on January 29, 2025. It was recommended that the Class Member have a short-term follow up within six months. She was scheduled for early July 2025, but had to be rescheduled because of the limitation of per day community medical trips (town trips). As of September 30, 2025, the short-term follow-up exam has not been scheduled. This case highlights how staffing issues can lead to delays in care. Class Member is still pending an ultrasound. BOP contends scheduling for this Class Member was complicated because she was being held on a federal writ. Additionally, the pressing needs of two other inmates took precedence, requiring transportation to outside specialists. Although this complicates the case, had the Class Member received timely care when the alert was first placed, the delay in care may not have occurred. With respect to the Class Member's movement as a result of the federal writ, the Medical Experts are unable to verify when the Class Member was eventually returned to the facility. However, it is important to note that the initial alert for a breast ultrasound was entered in April 2024 and did not take place until January 2025, at which time short-term (6 months or less) follow up was recommended.

Class Member 7: A thyroid mass was noted on April 23, 2024, and an ultrasound conducted on June 24, 2024, with a recommendation that this procedure be repeated annually. A consultation for a repeat exam was placed by the BOP provider on May 29, 2025. As of September 30, 2025, the Class Member is still awaiting an appointment.

Evaluation of Issues:

- Class Members continue to experience long and unnecessary wait times in accessing healthcare, including sick call evaluations, specialty consultations, and follow-up care. As repeatedly stated in prior monitoring reports, BOP policy does not require standardized tracking of sick call requests. With regard to third-party care, although some issues - like availability of specialists - is outside of BOP's immediate control, other factors that affect access include coordination of trips, sharing of medical records, and communication with Class Members. There remains a lack of timely diagnostic evaluation and clinical follow-up, resulting in conditions worsening before being adequately addressed.
- A breakdown in communication persists between medical staff, Class Members, and administrative personnel regarding treatment plans, appointment scheduling, and medication management.
- Class Members expressed distrust and discouragement due to perceived indifference by medical staff, leading some to delay or refuse care.

Recommendations (All Facilities Housing Class Members):

- The Medical Experts continue to recommend that BOP address issues related to the sick call process. Timely access to sick call was a major issue identified as a barrier to care at FCI Dublin. Class Members continue to file complaints related to access. The lack of a system that documents a sick call request from when a Class Member submits a request to when care is provided makes it impossible for the Medical Experts to conduct a proper evaluation, and for BOP to substantiate that adequate access is being provided.
- To substantiate timely access to care, BOP should document sick call requests from their inception to when care is received or to when appropriate triage is provided. Currently, documentation does not occur until the Class Member is seen by a provider.
- Class Members should be evaluated by medical staff in a more timely manner for sick call, including providing the Class Member with feedback regarding delays in setting or rescheduling appointments.
- BOP should research the availability and applicability of health education, therapeutic, self-help materials on electronic tablets for Class Members in the SHU and general population.
- Additional contractual opportunities for clinical services, beyond telecare, should be considered and established to temporarily offset the staffing vacancy rate.
- Reserve medical or psychiatric cell-side encounters for only those situations where the Class Member adamantly refuses to leave their cell and/or where true safety concerns for the person and staff exist.

A. Mental Healthcare (Part 2)

1. Review of Mental Healthcare Alerts

34. The Monitor shall review, and include in monthly reports, the medical and mental health care status of each individual who is the subject of a Medical and/or Mental Health Alert or Nexus Alert that was not cleared as of the date of the previous monthly report, including but not limited to ongoing provision of care. For any Alert cleared as of the date of the previous monthly report, the Monitor will provide an explanation as to why the Alert was cleared.

Metrics:

- Class Member and BOP Staff Interviews
- Class Member Email Complaints
- BOP Open and Closed Alerts Report
- Class Counsel Memorandum, September 30, 2025
- Program Statements and Reference Documents, September 2025, Attachment

Assessment: Mental health services continue to experience significant delays in providing Class Members with timely and meaningful clinical contact outside of the Drug Abuse Treatment Program and the Female Integrated Treatment (FIT) programs. There remains little to no individual one-on-one treatment available for Class Members. This concern is particularly evident for Class Members housed in the SHU, where research and longstanding documentation demonstrate that individuals with mental health conditions often decompensate when placed in restrictive housing environments, such as administrative segregation or SHU.

Rather than increasing the frequency of clinical engagement for these Class Members, there continues to be minimal contact, resulting in further deterioration of mental health. Many Class Members in SHU are reporting worsening symptoms and behaviors that lead to additional disciplinary violations and punitive actions. Rather than being supported through increased therapeutic interventions and individualized treatment designed to build coping skills, Class Members are cycling through continued isolation and delayed recovery, hindering their ability to remain discipline free and transition out of the SHU.

Class Member 8:⁶ Class Member, mental healthcare level 2, was placed in SHU on September 10, 2025. She reported stress, ongoing Suboxone use, and requested Medication Assisted Treatment (MAT). She was encouraged to contact the MAT coordinator. Class Member was later placed on suicide watch on September 24th/25th, but denied suicidal intent, stating she was *'just angry.'*

On September 29, 2025, a 30-day SHU review was conducted at which time the Class Member did not exhibit acute behaviors.

⁶ Class Member names can be located in the attachment titled, *Class Member Confidential Key, September 2025.*

Clinical Concerns: Clinical concerns include the Class Member’s ongoing distress and maladaptive behavior in SHU, delays in addressing her MAT needs, and continued SHU placement despite her history of suicide attempts.

Evaluation of Issues within SHU:

- Class Members housed in SHU are not receiving appropriate or consistent mental healthcare commensurate with their treatment needs.
- Mental health staff contact in SHU is infrequent, brief, and administrative, rather than therapeutic or treatment driven.
- Prolonged SHU placement of Class Members with mental illness, without consistent or increased mental health monitoring or treatment, exacerbates psychiatric symptoms and increases the risk of decompensation and self-harm.
- Case conferences should be conducted for Class Members with complex cases to facilitate the development of a comprehensive treatment plan. Where appropriate, these meetings should include representatives from medical, mental health and BOP staff.
- Weekly face-to-face clinical contacts should be conducted that are therapeutic, confidential, and conducted out-of-cell, for Class Members housed in SHU with mental health issues.
- A designated mental health professional should conduct daily mental health rounds of the SHU to observe and interact with Class Members, including face-to-face contact and to provide specific outreach to those Class Members on psychiatric medications.
- BOP’s facility leadership should engage in the monthly review of Class Member mental health incidents in the SHU to determine the type of clinical support needed to reduce incidents.
- BOP should ensure that psychiatric medications are ordered in a timely manner, consistently delivered to Class Members when moved in and out of SHU, and administered in the correct dosages.

B. Alerts & Reporting

42. The Monitor shall review, and include in monthly reports, the status of Class Member issues and Alerts described in subsections below. BOP will provide any records, documentation, communication, or information the Monitor deems necessary for such assessment and reporting. The Monitor will add, resolve, and update Alerts accordingly.

C. Staff Abuse & Retaliation

1. Placement in Special Housing Unit

44. To the extent feasible, within twenty-four (24) hours of placement in Administrative Detention Status, the Class Member and the Monitor shall be provided a copy of the Administrative Detention Order (ADO), which shall articulate the specific reason for placement in SHU, supported by objective evidence. Also, within twenty-four (24) hours of such placement, a supervisor not involved in the initial placement shall review and make a determination regarding the placement decision and forward to the BOP Liaison for review. Within two (2) workdays following the supervisors' review of the placement, the BOP Liaison shall review and make a recommendation regarding the placement. In the event the BOP Liaison disagrees with the receiving facility's determination of placement, the Regional Director shall make a determination on the placement decision.

45. Class Members shall be provided with one set of administrative remedy forms upon placement in the SHU and, per existing policy, Class Members shall also be provided such forms whenever they request them and such forms shall be maintained in sufficient supplies in the SHU to allow for staff to promptly provide them to Class Members upon request and maintained in areas Class Members can access when out-of-cell.

Metrics:

- Class Counsel Memorandum, September 30, 2025
- Program Statements and Reference Documents, September 2025, Attachment
- Report with Nine Class Member SHU Placements

ADO's by BOP Facility			
FCI/FPC Aliceville	2	FCI Tallahassee	3
FMC Carswell	2	FCI Waseca	1
SFF Hazelton	1		
Total		9	

Assessment: During this reporting period, there were nine SHU placements.

Class Member 1: Placed in SHU on September 1, 2025, for a violation charge of Code 316, *Being in an Unauthorized Area*, a 300-level charge. The BOP Liaison disagreed with the placement, and as a result, the facility released the Class Member from SHU the next day.

Class Member 2: Placed in SHU on September 25, 2025, for a violation of Code 306, *Refusing a Work/Program Assignment*, as a result of issues associated with her general population housing

Wendy Still, MAS, Senior Monitor

13 | Page

California Coalition for Women Prisoners, et al., v. U.S. Federal Bureau of Prisons, et al., Consent Decree

Case No. 4:23-cv-04155-YGR

6th Public Monthly Status Report, September 1 – 30, 2025

assignment. Staff spent considerable time attempting to work with the Class Member to identify the issue, to no avail. Class Member subsequently refused her general population housing assignment and insisted on being housed in SHU.

Class Member 3: Placed in the SHU on September 30, 2025. On the same date, the Class Member was found guilty of violating Code 112, *Use of any narcotics, marijuana, drugs, alcohol, intoxicants, or related paraphernalia, not prescribed for the individual by the medical staff*, by the Disciplinary Hearing Officer (DHO). She was sanctioned to 21 days disciplinary segregation. In this instance, the Class Member did not spend any time in administrative detention in the SHU, and was only placed there after receiving her sanction. This resulted in the Class Member spending less time in SHU than she otherwise would have; this is a positive approach.

Evaluation of Issues:

- All ADOs were provided to the Monitoring Team within the required 24-hour timeframe. Six of the nine ADOs issued included the required second supervisor's signature; however, four did not. This process has the potential to result in ADOs without a second supervisor's signature because when the ADO is sent immediately (and not 24 hours after the SHU placement), it does not allow time for the second supervisor's signature to be obtained.

Recommendations:

- BOP should discontinue the routine use of "*pending investigation*" as the "*catch all*" justification for ADO placements, unless there is a compelling documented reason. At the time of the placement, the stated reason should be as specific and descriptive as possible per Program Statement 5270.12,CN-1 Special Housing Units, March 6, 2025, Section 541.25. If the formal charge is not available, the narrative should include a brief description of the incident (e.g., *fighting with another person or drugs*).
- There has been improvement in this area as this month, all ADO placements, submitted to the Monitoring Team for review, included a description of BOP's efforts to inform the Class Member of the reason for their placement in SHU.
- FCI Waseca continues to be the only BOP facility that provides a proof of practice form, signed by the Class Member, acknowledging their receipt of a set of administrative remedy forms when they are placed in the SHU. To document compliance with the Consent Decree, this practice should be extended to all BOP facilities where Class Members are housed.

NOTE: The BOP is in the process of developing a checklist as proof of practice that Class Members receive Administrative Remedy forms upon placement in SHU.

C. Staff Abuse & Retaliation

1. Placement in Special Housing Units

46. In support of ongoing mental health care of Class Members, and consistent with existing BOP Policy, which allows discretion based on safety, security, the orderly operation of the facility, and public safety, Class Members placed in SHU in Administrative Detention status will be provided:

- In addition to **one social phone call** per month provided under existing policy, Class Members can request additional phone calls, with such requests presumptively approved at up to 1.5 hours per week in one session plus one additional phone call per week, unless the Warden concludes that such additional calls would present a specific risk to the safety and security of the facility or the Class Member, in which case the Warden shall articulate in writing the specific reason for the denial and provide the Class Member with a written denial of their request. Class Members may request that a call session is offered during a particular time or day. Class Members may also choose to call Class Counsel during these times.
- Access to open general **correspondence** in accordance with the same rules and contacts shall not be deleted. Indigent Class Members shall have access to postage to mail legal mail or Administrative Remedy forms, pursuant to existing BOP policy.
- **Visitation** in accordance with the same rules and regulations that apply to general population.
- Opportunity to **exercise** outside their quarters to the extent feasible at least seven hours per week, and staff shall make best efforts to offer individuals exercise outside their quarters one hour per day.
- Access to **programming** activities. Class Members in Administrative Detention shall not be placed in non-earning status, and, if they meet other eligibility requirements consistent with BOP policy, will continue earning FTCs.
- Reasonable amount of **Personal Property** (as defined below).
- The ability to purchase and receive items from the commissary with the same frequency as the general population. Class Members who believe their funds have been improperly encumbered may raise the issue with the BOP Liaison at any time. The Facility will provide an explanation for the encumbrance in writing. If the Class Member is not satisfied with the explanation, they can raise the issue with the Monitor and the Monitor may make a recommendation regarding the encumbrance.

C. Staff Abuse & Retaliation (continued)

1. Placement in Special Housing Units

49. A “reasonable amount of “Personal Property” for purposes of this agreement includes, at a minimum: Bible, Quran, or other religious scriptures (1) books, paperback (5) eyeglasses, prescription (2) legal material (see the Program Statement Legal Activities, Inmate) magazines (3) mail (10) newspaper (1) personal hygiene items (1 of each type) (no dental floss or razors) photographs (25) authorized religious medals/headgear (e.g., kufi) shoes, shower (1) shoes, other (1) snack foods without aluminum foil wrappers (5 individual packs) powdered soft drinks (1 container) stationery and stamps (20 each) wedding band (1) radio with ear plugs (1) watch (must not have metal backing) (1) over-the-counter (OTC) medications (2, unless more are medically necessary). Female AICs will be allowed a choice of a sufficient number (at minimum 4 per day) of menstrual products to include: tampons, regular and super-size; maxi pads with wings, regular and super-size; and panty liners (regular). Transgender AICs will be allowed to retain gender-affirming clothing and other accommodations (e.g. boxers, binders, and other undergarments; stand-to-pee cups).

Metrics:

- Class Member Email Complaints
- Class Counsel Memorandum, September 30, 2025
- Program Statement and Reference Documents, September 2025, Attachment
- Report with Nine Class Member SHU Placements

ADO's by BOP Facility			
FCI/FPC Aliceville	2	FCI Tallahassee	3
FMC Carswell	2	FCI Waseca	1
SFF Hazelton	1		
Total		9	

Assessment: BOP is currently in the process of developing a proof of practice process for Paragraphs 46 and 49. The following are examples of Class Member complaints, received during this reporting period, related to these sections of the Consent Decree.

Class Member 1: Class Member wrote to the Senior Monitor indicating she did not receive the appropriate clothing or hygiene items. The Senior Monitor sent a response to the Class Member requesting additional information regarding the clothing, but a reply was not received. The Senior Monitor requested a review of hygiene items that were unavailable. Per the BOP Liaison, although the commissary was out of stock for particular hygiene items, the standard hygiene issue was provided to Class Members. The standard issue consists of bar soap, toothpaste and a razor (if needed).

Class Member 2: Class Member needed a specific hygiene item from medical. She was unable to access medical care nor permitted to purchase the item from the commissary. Information received from the BOP Liaison indicated the commissary was out of stock for this particular item.

Class Member 3: Class Member reported she was not able to use the telephone for a social call between August 23rd and September 4th despite her repeated requests. A review was requested and the BOP Liaison reported that unfortunately the Officer was unaware of the Consent Decree requirements as this was not his normal post. However, while housed in SHU, the Class Member made telephone calls on the following days: August 16, 19, 20 (5), 23 (3), 28, September 5, and 8 (7). Additionally, training was provided to all new staff scheduled to work in the SHU the upcoming quarter. Furthermore, executive staff discussed the requirements of the Consent Decree with staff from the facility.

Class Member 4: Class Member reported she was only allowed video visits while in SHU. This is in contrast to Paragraph 46 which states in part that “...*Class Members placed in SHU in Administrative Detention status will be provided visitation in accordance with the same rules and regulations that apply to general population.*” A review was requested and in response, the BOP Liaison indicated that Paragraph 46 also states “...*consistent with existing BOP Policy, which allows discretion based on safety, security, the orderly operation of the facility and public safety...*” Per the BOP Liaison, this language allows BOP the discretion to only permit video visits in SHU based on the safety and security concerns of the facility.

Evaluation of Issues:

- Without proof of practice from BOP, the Senior Monitor cannot properly assess whether Class Members are receiving all privileges outlined in Paragraphs 46 and 49.

Recommendations:

- Continue to monitor SHU privileges related to Paragraphs 46 and 49.
- Provide the Senior Monitor with proof of practice related to the provision of privileges.
- Develop and implement a self-monitoring tool to review the provision of privileges outlined in Paragraphs 46 and 49, to determine the need for more frequent reviews, and to ensure Class Member access is timely and within the parameters of the Consent Decree.

C. Staff Abuse & Retaliation

1. Placement in Special Housing Units

47. Consistent with Security, Class Members shall be provided access to two-way confidential communication with the Monitor. Access, for purposes of this term, shall mean that the Class Member is using the BOP's electronic mail system upon their request and at least once per day on weekdays. Class Members shall also be provided access to confidential calls, legal mail, and legal visitation with Class Counsel.

Metrics:

- Class Counsel Memorandum, September 30, 2025
- Program Statement and Reference Documents, September 2025, Attachment
- Report with Nine Class Member SHU Placements

ADO's by BOP Facility			
FCI/FPC Aliceville	2	FCI Tallahassee	3
FMC Carswell	2	FCI Waseca	1
SFF Hazelton	1		
Total		9	

Assessment: During the month of September 2025, the Monitoring Team did not receive any complaints directly from the nine Class Members housed in SHU regarding lack of access to Class Counsel.

Class Member 1: Class Counsel Memorandum dated September 30, 2025, reports one complaint from a Class Member not receiving adequate telephone calls while in the SHU.

Evaluation of Issues:

- The Senior Monitor has requested a tracking log for privileges in SHU, including proof of practice for access to two-way confidential communication, confidential calls, legal mail and visitation.
- For future reporting purposes, BOP indicated they are in the process of developing a proof of practice which they have agreed to provide to the Monitoring Team.

Recommendations:

- Continue the progress related to legal call access for Class Members housed in SHU.
- BOP should establish a tracking log to facilitate compliance with Paragraph 47, to include the provision of access to confidential calls, legal mail and visitation with Class Counsel.

C. Staff Abuse & Retaliation

1. Placement in Special Housing Units

48. Class Members to be provided all medication devices and prescription medications within 24 hours of placement in SHU.

Metrics:

- Interviews with Staff and Class Members
- Incident Reports for the Monitoring Period
- Class Counsel Memorandum, September 30, 2025
- Program Statement and Reference Documents, September 2025, Attachment
- Report with Nine Class Member SHU Placements

ADO's by BOP Facility			
FCI/FPC Aliceville	2	FCI Tallahassee	3
FMC Carswell	2	FCI Waseca	1
SFF Hazelton	1		
Total		9	

Assessment: Class Members continue to experience significant delays in receiving prescribed medical devices and medications when transferred from the general population to the SHU. Multiple complaints were received regarding missed medication doses, and limited and delayed access to sick call following housing transfers.

In several cases, Class Members reported waiting two to three weeks for medical complaints to be addressed. When contact occurs, the evaluation and assessment of their medical condition is often limited in scope. In some instances, clinical interactions take place from outside the cell side in non-confidential housing areas, further compromising the quality and privacy of medical care. It is the policy of BOP to have clinical staff conduct daily SHU rounds. A review of documentation within the BOP's electronic medical system does not indicate that daily rounds are being conducted.

Evaluation of Issues:

- Class Members have reported experiencing delays in receiving prescribed medical devices and medications in SHU, missed medication doses, and limited and delayed access to sick call.
- BOP does not provide the Senior Monitor with SHU logs (proof of practice) demonstrating that daily rounds are conducted by medical staff.

Recommendations:

- “*Keep on Person*” medication should remain with the Class Member when placed in SHU.
- Develop the use of a tracking log to monitor the provision of prescribed medical devices and medications for Class Members housed in SHU.
- BOP should provide the Senior Monitor with daily SHU logs with proof of practice that includes medical rounding and the provision of prescribed medical devices and medications.

C. Staff Abuse & Retaliation

1. Placement in Special Housing Units

51. BOP shall notify all Class Members of the following process for complaints of denial of the access to privileges outlined here:

To best ensure a prompt resolution, Class Members should submit their complaint to the Receiving Facility's SHU Lieutenant or the Captain using the electronic Request to Staff Service. In exceptional circumstances where there is an emergent issue that directly impacts the health and safety of the Class Member, the Class Member may also raise the issue directly with the Monitor.

If the SHU Lieutenant or Captain does not provide a written response within forty eight (48) hours or by the following day if the end of the 48-hour period falls on a weekend or holiday, or if the Class Member is unsatisfied with BOP's response, the Class Member shall submit their Complaint to the BOP Liaison who shall respond within forty eight (48) hours, or the next workday if the forty eight (48) hours covers a weekend or holiday.

In situations where the Class Member faces obstacles to initiating the Complaint with staff, such Complaints may be raised through Class Counsel to BOP Counsel. If BOP Counsel does not respond within forty-eight (48) hours or the next workday if the forty-eight (48) hours covers a weekend or holiday, or the Class Member or Class Counsel are not satisfied with BOP's Counsel's response the Complaint may be raised with the Monitor.

The Monitor shall review these Complaints, including BOP's response, and shall assess whether BOP compliant with the Consent Decree. If the Monitor determines that BOP is not in compliance, they shall make recommendations for corrective action and allow BOP five (5) workdays to respond or undertake corrective action. At that point, if the Monitor determines the issue is still not resolved, Parties can engage in the Dispute Resolution Process outlined below.

Metrics:

- Class Member Email Complaints
- Interviews with Staff and Class Members
- Class Counsel Memorandum, September 30, 2025
- Summary of Program Statements and Reference Documents, Attachment
- Report with Nine Class Member SHU Placements

ADO's by BOP Facility			
FCI/FPC Aliceville	2	FCI Tallahassee	3
FMC Carswell	2	FCI Waseca	1
SFF Hazelton	1		
Total		9	

Assessment: BOP has agreed to forward all complaints received through the alternate complaint process to the Monitoring Team. This will commence in October 2025. BOP indicated there were no complaints received during this reporting period. However, Class Members conveyed, via email correspondence, that they were unaware of the alternate complaint process. When the Senior Monitor is notified that a Class Member is unaware of the alternate complaint process, she educates them on the Consent Decree requirements. Furthermore, BOP reports they provide Class Members with this information via the Trust Fund Limited Inmate Computer System (TRULINCS); however, Class Members continue to report they are unaware of the process.

Evaluation of Issues:

- When questioned, the nine Class Members housed in SHU, reported they were unaware of the alternate complaint process.

Recommendations:

- In conjunction with the distribution of Administrative Remedy forms upon placement in the SHU, Class Members should also receive written information regarding BOP's alternate complaint process, as outlined in the Consent Decree. Proof of practice should be provided to the Senior Monitor.
- Develop and implement a self-monitoring tool to ensure Class Members are aware of the alternate complaint process, as outlined in Paragraph 51.

C. Staff Abuse & Retaliation

1. Placement in Special Housing Units

52. Review of SHU placement for disciplinary segregation follows the same three-, seven-, and thirty-day review process outlined in 28 C.F.R. § 541.26.

53. Consistent with Security, if a Class Member is placed in SHU pending a Unit Disciplinary Committee (UDC) or Discipline Hearing before the Disciplinary Hearing Officer (DHO), BOP shall provide the Class Member, Class Counsel, and the Monitor a copy of the underlying Incident Report “within 24 hours of staff becoming aware of [the Class Member’s] involvement in the incident,” as required by Program Statement 5270.09 at page 18 and 28 C.F.R. § 541.5. If BOP does not provide the Incident Report “within 24 hours of staff becoming aware of the [Class Member’s] Involvement in the incident,” the BOP Liaison shall inform the Monitor and Class Counsel of the reason for the delay in writing.

54. Class Members shall be provided with a UDC hearing within five (5) workdays of placement of SHU. This provision replaces the UDC timeframe of “ordinarily” within “five workdays” set forth in Program Statement 5270.09 at page 24. BOP shall provide the Class Member, Class Counsel, and Monitor all documentation related to the UDC hearing within twenty-four (24) hours of the conclusion of the hearing.

55. If the UDC refers the Class Member to a DHO hearing, that hearing shall be held within ten (10) workdays of referral, absent exceptional circumstances and unless the DHO certifies that additional time is needed and what exceptional circumstances necessitate additional time, and provides that written notice to the Class Member, Class Counsel, and the Monitor. This provision sets out a time frame not provided for in Program Statement 5270.09. BOP shall provide the Class Member, Class Counsel, and the Monitor all documentation related to the DHO hearing within twenty-four (24) hours of the conclusion of the hearing.

Metrics:

- Class Member Email Complaints
- Interviews with Staff and Class Members
- Review of Class Member Electronic Inmate Central Files (EICFs)
- SHU Tracking System Report, March 31, 2025
- Class Counsel Memorandum, September 30, 2025
- Program Statements and Reference Documents, September 2025, Attachment
- Report with Nine Class Member SHU Placements

ADO's by BOP Facility			
FCI/FPC Aliceville	2	FCI Tallahassee	3
FMC Carswell	2	FCI Waseca	1
SFF Hazelton	1		
Total		9	

Assessment: The number of placements in SHU, during this reporting period, is the lowest since the inception of monitoring on March 31, 2025.

Paragraph 53: In all circumstances, the BOP provided the Class Member, Class Counsel, and the Senior Monitor with a copy of the underlying incident report within 24 hours of staff becoming aware of the Class Member's involvement in the incident.

One Incident Report was delayed as a result of a Federal Bureau of Investigation (FBI) referral that was not returned to the facility in a timely manner. However, BOP issued the Incident Report upon receipt of notice by the FBI that they were not pursuing the case.

Paragraph 54: Class Members were provided with a UDC hearing within five work days of the Incident Report being issued.

Paragraph 55: In circumstances where the UDC referred the Class Member to a DHO hearing, the hearings were held within ten workdays of referral.

With respect to Paragraphs 54 and 55, BOP provided the Class Members, Class Counsel and the Senior Monitor with all documentation related to the UDC hearing within 24 hours of the conclusion of the hearings.

Specific information regarding Class Member SHU placements is included in the *Monthly Confidential Monitoring Report, September 1 – 30, 2025*.

Examples of SHU Placements:⁷

Class Member 4: Class Member was placed in SHU pending an investigation for a violation of Code 316, *Being in an Unauthorized area without Staff Authorization*. Class Member was seen on camera kissing an unknown inmate in a housing unit other than her own. The Incident Report was rewritten before it was sent to the BOP Liaison with a copy of the ADO. The BOP Liaison disagreed with the placement, and the Class Member was released from SHU the next morning. The Incident Report was subsequently expunged as a result of an incorrect register number that was incorporated into the Incident Report when it was rewritten.

Class Member 5: Class Member was placed in SHU on September 30, 2025, for violation of Code 112, *Use of any Narcotics not Prescribed for the Individual by the Medical Staff*. The date of the initial urinalysis was August 27, 2025, but the Incident Report was not written until September 19, 2025. The DHO hearing was held on September 30, 2025, and the Class Member sanctioned to 21 days of

⁷ Class Member names can be found in the attachment titled, *Class Member Confidential Key, September 2025*.

disciplinary segregation, disallowed 41 days of good conduct time, and the loss of commissary and telephone privileges for 180 days. Class Member was placed in SHU after the hearing.

It should be noted that in this case, the Class Member was not placed in Administrative Detention pending an investigation when the initial positive urinalysis results were received. The Senior Monitor agrees. The Class Member posed no behavioral threat to the security or safety of the facility during the time frame in which she waited for the official urinalysis results to be returned from the laboratory. She should have, therefore, been retained in the least restrictive housing.

Once the urinalysis results were received by the facility, an additional nine days lapsed before the Medical Department read the results and returned them to the DHO so the hearing could proceed. If the Class Member would have been placed in SHU from the outset (August 27, 2025), it would have resulted in the Class Member being housed in Administrative Detention pending the investigation longer than the actual sanction of 21 days disciplinary segregation. In this circumstance, that did not occur. The Senior Monitor agreed with the decision to wait until the outcome of the DHO hearing before placing the Class Member in SHU – assuming the sanction included disciplinary segregation.

Class Member 6: Class Member was placed in SHU on September 29, 2025, for violation of Code 203, *Threatening Staff*. It should be noted that the Class Member had filed prior retaliation complaints against the Lieutenant who wrote the Incident Report that resulted in her placement in SHU.

The Incident Report indicated that as the Lieutenant entered the unit to conduct an unrelated cell search, he saw the Class Member in an aisle of the housing unit. The Class Member stated, *“You are not allowed to come up from jail. I am not intimidated by y all you wanna come in here and act like you can fight. That s what I do and that s what I am going to do. I am going to get you and your job. You are going to see. I am a fighter. You think you can intimidate me I was born to fight you [.]1 always bothering me. I got something for you, you []. I am going to fight you, you going to learn”*.

During the investigation, the Class Member stated she *“cussed at the Lieutenant, but never threatened him.”* She also filed a retaliation complaint which is noted in the retaliation section of this report, Paragraphs 58 - 61. As of September 30, 2025, a hearing had not been held.

Evaluation of Issues:

- All Class Members received their Incident Reports within 24 hours of the incident with one exception. This case involved the referral of a Class Member’s Incident Report package to the FBI. This contributed to a lengthy delay. However, once the case was returned to the facility by the FBI, it was served within 24 hours of its receipt.
- All Class Member UDC and DHO hearings were held within the appropriate timeframes.
- One SHU placement occurred on September 29, 2025. The outcome of this case will be noted in the upcoming October 2025 monitoring report.

Recommendations:

- Program Statement 5270.12 CN-1, Special Housing Units, March 6, 2025, Section 541.23 states, *“When making a SHU determination, officials should consider the seriousness of the alleged offense, including whether the offense involved violence, involved escape, or posed a threat to institutional safety, employees, or the orderly running of the institution.”* As such, if a Class Member does not meet the criteria at the inception of the investigation, the Class Member should not be routinely placed in SHU pending an investigation. Placement in SHU should be reserved for Class Members who meet the criteria outlined in this policy or when the Class Member is found guilty by a DHO.
- Regular rounds by the management team, medical staff, and psychology services should be conducted in the SHU and documented. These activities, along with weekly case reviews and management reviews associated with the quality of related documentation, should be recorded on the BP-A1117 Multidisciplinary Team Review form, and submitted to the Senior Monitor for review.
- Include critical supervisory review of Incident Reports. This review should help reduce the number of Class Member Incident Reports that are returned by the DHO to be rewritten because they do not contain the elements of the named offense. This review may also help inform topic areas which should be a focus of remedial training for staff and supervisors.
- Utilize expunged reports to assess the basis for Class Member Incident Report expungements. This information should be used to inform the focus of remedial training for staff completing the reports.
- Provide out-of-cell programming, including but not limited to group therapy, education, substance abuse counseling, and other activities, for Class Members in Administrative Detention status in SHU.
- Utilize confidential spaces in SHU for clinical and/or otherwise confidential encounters, to include legal calls.

C. Staff Abuse & Retaliation

2. Reports of Staff Retaliation

58. BOP Staff shall not retaliate against Class Members for reporting staff misconduct or other similar acts.

59. Class Members or Class Counsel may submit any Complaint of staff retaliation, which shall include a description of what happened and how it may be retaliatory, to the BOP Liaison or to the Monitor directly. The BOP Liaison shall report any allegations of staff misconduct to the Office of Internal Affairs (OIA), the DOJ's Office of the Inspector General (OIG), and, to the extent the Monitor and/or Class Counsel did not make the report to the BOP Liaison in the first instance, to the Monitor and/or Class Counsel within forty-eight (48) hours unless the forty-eight (48) hours covers a weekend or holiday, in which case the report shall be made on the next workday. To the extent the Class Member reports to the Monitor directly, the Monitor shall report to the BOP Liaison within forty-eight (48) hours unless the forty-eight (48) hours covers a weekend or holiday, in which case the report shall be made on the next workday. The Monitor may limit such reports to the DOJ OIG alone if the Monitor determines that extraordinary circumstances justify such a limitation.

60. The BOP Liaison will also report to the Monitor any disciplinary action imposed on Class Members after reporting staff misconduct. The Monitor will be provided with and review these reports and any disciplinary actions taken against Class Members. The Monitor will provide monthly reports regarding staff retaliation toward Class Members.

61. The Monitor may recommend that the appropriate Regional Discipline Hearing Administrator reconsider any disciplinary action taken against Class Members after reporting staff misconduct. In instances of retaliation outside the disciplinary process and/or retaliation based on immigration status, the Monitor may recommend that BOP take corrective action to address the retaliation.

Metrics:

- Telephone Calls with Class Members
- Class Members Email Complaints and Letters
- Review of Class Member EICFs
- Emails from BOP Liaison
- Class Counsel Memorandum, September 30, 2025
- Program Statements and Reference Documents, September 2025, Attachment
- Class Member Complaints by Type

Class Member Complaints Received by Type		
BOP Facility	Retaliation	Staff Complaints
FCI/FPC Aliceville	1	0
FMC Carswell	6	0
FCI Tallahassee	1	1
FCI Waseca	2	1
TOTAL	10	2

Wendy Still, MAS, Senior Monitor

California Coalition for Women Prisoners, et al., v. U.S. Federal Bureau of Prisons, et al., Consent Decree
Case No. 4:23-cv-04155-YGR
6th Public Monthly Status Report, September 1 – 30, 2025

Assessment: When complaints are received by the Monitoring Team, they are forwarded to the BOP Liaison and the Office of Internal Affairs (OIA) within 48 hours of receipt. Additionally, a response is provided to the Class Member advising them their complaint has been received and that a copy has been provided to the appropriate authorities for review and disposition. The BOP Liaison also forwards the complaint to the OIA for review.

NOTE: In response to discussions between the Senior Monitor, Class Counsel and BOP, a decision was made that only cases defined as Classification 1 pursuant to Program Statement 1210.25, Internal Affairs, Office of, August 1, 2023, would be referred to the Office of Inspector General (OIG) beginning on August 30, 2025. Classification 1 cases are defined as allegations of serious misconduct by an employee which, if substantiated, would constitute a prosecutable offense. This is consistent with established BOP practice.

Paragraph 56: With respect to this section of the Consent Decree, the Senior Monitor has access to all necessary disciplinary documents to investigate Class Member placements in the SHU and disciplinary process.

Paragraph 57: During this reporting period, Class Members placed in the SHU, for violations of 300 or 400 level prohibited acts, were provided with adequate written explanations on the basis for this decision.

Examples of Retaliation Complaints:⁸

Log Number 2025-165-R: Class Member stated she was unjustly placed in SHU. She ordered a book from a vendor and received two in error. She stated the Special Investigative Supervisor (SIS) felt the second book must contain drugs, otherwise there would be no reason for the Class Member to receive two of the same books. The SIS reportedly told her it would take a long time for the investigation to be completed. Class Member also reported she was not receiving her prescribed medication in SHU. She indicated she was sick, pending surgery for her knee, and has asthma. Class Member feels the reason she was placed in SHU is because she is formerly from FCI Dublin.

BOP provided a response indicating that due to the nature of the investigation, “attempted introduction” SIS cases take significant time to complete. BOP reports their records indicate this Class Member went to the SHU on August 28, 2025, and self-carry medications were refilled and provided to her by pharmacy staff after her placement in SHU. On September 4, 2025, the Class Member was seen at sick call for her knee pain and was advised to follow-up during her chronic care appointment.

Log Number 2025-166-R: Class Member was put in SHU for a 300-level offense. The BOP Liaison disagreed with her placement and as a result, the Class Member was released the next day. Class Member indicated that subsequently her room was “*shook down for no reason,*” and that property (property receipts from Release and Discharge from FCI Dublin) that she has had since she was at FCI Dublin, was

⁸ Class Members names can be located in the attachment titled, *Class Member Confidential Key, September 2025.*

now considered contraband. As a result, she mailed the property to her residence. She also indicated she was not allowed to change her release address because it was in Mexico, despite the fact that she had previously been allowed to do so.

BOP provided a response indicating that staff are required to conduct random searches of all inmates and inmate property, to include cells. The BOP Liaison reminded the facility that Class Members cannot be placed in SHU solely for a 300-level code conduct violation. The Class Member was released on September 2, 2025.

Log Number 2025-174-R: Class Member stated she was designated to “facility X”⁹ in August 2025; however, she did not wish to be transferred. She conveyed she is again fearful for her life because she openly complained about her dislike of living with a specific group of inmates and the recent murder of a famous person who spoke out negatively related to this specific group of inmates. She now wishes to be designated to “facility X,” but does not want to wait until she undergoes the annual review process with her counselor, as other inmates have not had to wait. She feels this difference in treatment is due to her status as a former FCI Dublin inmate.

The BOP Liaison’s reply to the Class Member was as follows:

“Thank you for your patience. In early August 2025, you expressed concerns with your designation to ‘facility X’ and declined to transfer. Accordingly, your designation to ‘facility X’ was removed. The Consent Decree provides, ‘BOP shall also endeavor to designate Class Members in the lowest security level facility possible. For safety and security considerations, a re-assessment of your suitability for minimum security placement is necessary and will be completed at your next regularly scheduled Program Review, in accordance with BOP policy.”

Log Number 2025-175-R: Class Member stated she was placed in SHU for a Prison Rape Elimination Act (PREA) incident that occurred in the restroom at a time when she was in a different section of the restroom. She believes she was placed in SHU as a form of retaliation as a result of her status as an FCI Dublin Class Member, and because she is Black. The Class Member’s complaint also indicated that non-Class Members and other races who were in the area at the time were not placed in SHU.

BOP provided a response indicating that this Class Member, along with three other non-Class Member inmates (two black inmates and one white inmate), were placed in SHU pending an SIS investigation regarding a PREA allegation.

Log Number 2025-177-R: Class Member states a Lieutenant came into her area under the guise of searching another inmate’s cell. She opined that when the Lieutenant saw her, swore at her and harassed her in an attempt to get her to act out inappropriately. In response, she swore at the Lieutenant. Class Member indicated that during this time, her Counselor had possession of her legal paperwork. When the

⁹ Facility name redacted in the public report to protect Class Member’s identify, but is included in attachment titled, *Class Member Confidential Key, September 2025.*

Counselor attempted to return the paperwork to the Class Member, she declined, asking the Counselor to keep it because the Class Member believed the Lieutenant would have taken and destroyed the legal paperwork after her placement in the SHU. Class Member admits to swearing at the Lieutenant after he disrespected her, but claims she never threatened him.

Staff Complaint Example:

Log Number 2027-173-SC: Class Member is a disabled veteran and has documentation proving her status. She would like to be treated for health issues at a Veterans Administration Hospital. When she attempted to discuss this issue with the Warden, he was in the midst of speaking with someone else. As a result, she spoke to the Associate Warden (AW) who was standing next to him. She claims the AW was loud and rude, and acted unprofessionally towards her, telling the Class Member to get away from her. As such, the Class Member no longer wishes to interact with the AW. Following this encounter, the Class Member complained to the Warden. She indicated she conveyed what had occurred and that many other inmates/Class Members have the same opinion about the AW.

Evaluation of Issues:

- Of the ten retaliation complaints received, three were related to the basis for the Class Member's placement in SHU. Class Members continue to feel they are singled out and treated differently because they were formerly housed at FCI Dublin.
- With regard to Paragraph 60, BOP is not tracking disciplinary reports issued to a Class Member after the Class Member files a retaliation complaint. It should be noted that complaints of retaliation were a major issue at FCI Dublin. Tracking Incident Reports issued, after a Class Member reports staff misconduct, could help detect retaliation that could otherwise go undetected.

Recommendations:

- Recommend refresher training on Trauma Informed Communication for staff who supervise Class Members. This would assist BOP in complying with Paragraph 58 related to staff misconduct, with the goal of reducing retaliation and overall staff misconduct complaints.
- SHU reviews related to Class Members should be conducted and documented at the appropriate intervals pursuant to Program Statement 5270.12 CN-1, Special Housing Units, March 6, 2025. This will ensure Class Members are aware and understand why they were placed in SHU and the reasons for their continued housing at this location.
- Develop and implement a tracking system, similar to that which is conducted for PREA retaliation monitoring, to assess the extent to which Incident Reports are issued because of retaliation after a Class Member reports staff misconduct.

C. Staff Abuse & Retaliation

3. Reports of Staff Physical or Sexual Abuse

62. To report allegations of staff physical or sexual abuse, Class Members can send confidential internal Emails to DOJ OIG. These confidential messages to DOJ OIG will not be read, viewed, or monitored in any way by any BOP staff. Class Members can also write to the BOP OIA, DOJ OIG, or the Monitor using post mail, which shall be marked “special mail” and will not be read by any BOP staff.

63. If a Class Member reports an allegation of physical or sexual abuse to the Monitor, the Monitor shall report the allegation(s) to the BOP Liaison and DOJ OIG within forty-eight (48) hours unless the forty-eight (48) hours covers a week or holiday, in which case the report shall be made on the next workday. The Monitor may limit such reports to DOJ OIG alone if the Monitor determines that extraordinary circumstances justify such a limitation. If a report of staff physical or sexual abuse against a Class Member is reported to BOP, the BOP Liaison shall alert the Monitor within forty-eight (48) hours of becoming aware of the report unless the forty-eight (48) hours covers a weekend or holiday, in which case the report shall be made the next workday. Sexual abuse includes sexual abuse, harassment, and voyeurism as defined by 28 C.F.R. § 115 e on.6.

65. The Monitor will review, and provide in monthly reports, all reports of staff physical or sexual abuse toward Class Members.

Metrics:

- Telephone Calls with Class Members
- Class Members Email Complaints and Letters
- Review of Class Member EICFs
- Emails from BOP Liaison
- Class Counsel Memorandum, September 30, 2025
- Program Statements and Reference Documents, September 2025, Attachment
- Class Member Complaints Received by Type and PREA Retaliation Monitoring

Class Member Complaints by Type & PREA Retaliation Monitoring			
BOP Facility	Sexual Abuse	Physical Abuse	PREA Retaliation Monitoring
FMC Carswell	1	1	1
FPC Phoenix	1	0	0
Total	2	1	1

Assessment: During this reporting period, there were two complaints related to sexual abuse and one related to physical abuse. There was also one instance of PREA retaliation monitoring, as indicated on the BOP’s monthly PREA Retaliation Monitoring Report.

When complaints are received by the Monitoring Team, they are forwarded to the BOP Liaison and the OIG within 48 hours of receipt. Additionally, a response is provided to the Class Member advising them their complaint has been received and that a copy has been provided to the appropriate authorities for review and disposition. The BOP Liaison also forwards the complaint to the OIA for review.

All complaints received from Class Members and the BOP Liaison were reported to the OIA/OIG within the mandated timeframes.

Paragraph 62: The Monitoring Team is unable to determine if BOP is ensuring that Class Members can send confidential internal electronic messages to DOJ's OIG, and whether BOP staff do not read, view, or monitor Class Member messages. Furthermore, the Monitoring Team is unable to verify whether BOP is ensuring that Class Members can write to the BOP's OIA, DOJ's OIG, and Senior Monitor using post mail, marked "special mail," and that staff are not reading the mail.

Paragraph 63: Of the five Class Member complaints, all were reported to DOJ's OIG, either by the Senior Monitor or the BOP Liaison within the appropriate timeframes.

Paragraph 65: The Senior Monitor received four reports of staff sexual abuse toward Class Members and one related to allegations of staff physical abuse towards Class Members. Several examples are highlighted below. Additional details are contained within the confidential attachment titled, *Monthly Confidential Monitoring Report, September 1 – 30, 2025*.

Example of Sexual Abuse Complaints: ¹⁰

Log Number 2025-169-P: Class Member stated she was interviewed at the Camp by SIS because she was under investigation. Prior to that interview, a representative from SIS took a photograph of her while she was inside of her housing unit. Class Member had previously lodged retaliation complaints regarding the basis of the investigation and her removal from Camp. She further stated she had not previously submitted a PREA complaint because she was uncomfortable having a photograph taken of her.

BOP provided a response indicating that this Class Member was interviewed by the SIA at "facility X"¹¹ on September 4, 2025, regarding two Administrative Remedy requests, 1252780-F1 and 1252992-F1. Both Administrative Remedy requests were in reference to allegations of staff misconduct at "facility X." There were no photographs taken by SIS staff at "facility X." The facility's Interim Warden made notifications to the Warden on September 5, 2025. However, a staff member taking a picture of an inmate does not equate to PREA unless the inmate is in a state of undress or in a private area, including the bathroom or while using the toilet. A sexual abuse intervention (SAIV) was conducted with this Class Member.

¹⁰ Class Members can be located in the attachment titled, *Class Member Confidential Key, September 2025*.

¹¹ Facility name redacted in the public report to protect Class Member's identify, but is included in attachment titled, *Class Member Confidential Key, September 2025*.

NOTE: The Senior Monitor does not agree with BOP's assessment that photographs do not equate to PREA unless the inmate is in a state of undress or in a private area, including the bathroom or while using the toilet.

Log Number 2025-179-P: Class Member indicated feeling violated when a male Officer entered their room at night and removed clothing from the bunk while the Class Member slept. Class Member alleged the Officer returned the next morning, removed more clothing and a blanket, and whispered, "*No one will believe you.*"

BOP provided a response indicating that BOP's subject matter expert does not believe this case constitutes a PREA. This Class Member was seen by Psychology for a SAIV.

NOTE: The Senior Monitor does not agree with BOP's assessment that this case does not warrant a PREA investigation.

Physical Abuse Complaints:

Log Number 2025-180-PA: Class Member was supposed to move from one cell in SHU into another. The Class Member refused to move indicating they knew they were being moved to cell that had a broken shower and toilet. Class Member reported they asked to be moved to a cell without plumbing issues. Instead, the Class Member claims the two Officers who were responsible for escorting the Class Member to a new cell "*threw her down the hallway and into the cell while she was handcuffed.*" Class Member indicated that during this encounter, they hit their head on the bunk bed, causing a bump which remains to this day.

The Senior Monitor requested to see the Use of Force documentation on this incident per Paragraph 56, and was subsequently provided documentation for a different incident. A second request for the correct documentation was submitted to the BOP Liaison. Receipt of the requested information is still pending from BOP. Related information received will be included in the October 2025 monitoring report.

Evaluation of Issues:

- Complaints were received by the Monitoring Team regarding allegations of staff entering Class Member cells (Class Member Log Numbers 2025-179-P and 2025-180-PA), on the late nightshift, to remove articles of clothing from bunks in an effort to accurately perform count. This allegation has been made by more than one Class Member, to include those in different housing units at the same facility. This has led to Class Members being startled when awakened and/or feeling violated. Visual observation of an inmate, particularly during count, is important for the safety and security of the facility, staff and inmates. However, this should not preclude the Officer from announcing their presence before entering the cell, particularly at night when Class Members are sleeping. Regional Directors and their staff, as well as staff in facilities where Class Members are housed, would benefit from dedicated training from the National PREA Coordinator in that the existing annual training

appears to be inadequate. It is the Senior Monitor’s understanding that this training is in the process of being scheduled.

Recommendations:

- BOP should review and/or modify their post orders (for the late night shift) to ensure that during count, if an Officer cannot visually see a Class Member due to items/clothing obstructing the Officer’s view, the Officer should first attempt to awaken the Class Member by tapping on the door or use other means to gain the Class Member’s attention - other than directly entering the cell without any attempt to announce their entry in advance.
- Identify staff who have been the subject of Class Member PREA related complaints to help detect and/or prevent incidents of this nature in the future.
- The National PREA Coordinator should hold a training session with staff from headquarters, the regions and facilities where Class Members are housed, to review important PREA related issues, and the requirements outlined in the Consent Decree and Program Statement 5324.12 CN-1, Sexually Abusive Prevention and Intervention Program.

C. Staff Abuse & Retaliation

3. Reports of Staff Physical or Sexual Abuse

64. Upon request, BOP shall provide Class Members who report staff abuse with documentation of their report and a written final determination. BOP shall also inform the Class Member whenever: the staff member is no longer employed within the unit; the staff member is no longer employed at the facility; the agency learns that the staff member has been indicted on a charge related to sexual abuse at a BOP facility; or the agency learns that the staff member has been convicted on a charge related to sexual abuse at a BOP facility. Following the filing of a PREA report, BOP shall provide the Class Member with requisite follow up medical and psychological evaluations and care, and information about how to contact a Rape Crisis Center.

Metrics:

- Class Member Email Complaints
- Review of Class Member EICFs
- Class Counsel Memorandum, September 30, 2025
- Program Statements and Reference Documents, September 2025, Attachment

Assessment: During this reporting period, three Class Members requested the status of their investigations from the Senior Monitor and/or Class Counsel. All three Class Member names were documented in Class Counsel’s Memorandum, dated September 30, 2025.

Inquiries to the BOP Liaison revealed that one Class Member had received her investigation results and the two other Class Member investigations are still open. The BOP Liaison stated this status would be shared with Class Members, although some investigations are still in progress.

Evaluation of Issues:

- Upon inquiry by Class Members, they should be provided with the status of their investigations, particularly in circumstances where a substantial amount of time has passed since the investigation was initiated.

Recommendations:

- Program Statement 5324.12 CN-1, Sexually Abusive Behavior Prevention and Intervention Program, February 18, 2025, Section 115.73 “Reporting to Inmates,” states the following:

(a) Following an investigation into an inmate’s allegation that he or she suffered sexual abuse in an agency facility, the agency shall inform the inmate as to whether the allegation has been determined to be substantiated, unsubstantiated, or unfounded.

The Special Investigative Lieutenant provides all notifications to inmates required under this section.

(b) If the agency did not conduct the investigation, it shall request the relevant information from the investigative agency in order to inform the inmate.

To assist the BOP in complying with this Paragraph, the Senior Monitor recommends that the BOP provide clarity to Class Members regarding the Special Investigative Lieutenant as the individual who is responsible for providing them with the status of their investigation. This could be accomplished by the Lieutenant via a message through TRULINCS.

- Provide medical and mental health follow-up services to those Class Members who report sexual abuse that occurred in another facility.
- Ensure all Class Members claiming sexual abuse are offered and/or provided trauma counseling services on a consistent basis by the facility's mental health professionals, as well as through the Rape Crisis Center.
- Provide the Senior Monitor with proof of practice that Class Members are receiving appropriate medical and mental health treatment as required by Program Statement 5324.12 CN-1, Sexually Abusive Behavior Prevention and Intervention Program, February 18, 2025, and the Consent Decree. Although these documents may be accessible in the Bureau's Electronic Medical Records (BEMR) System, the BOP should provide them to the Senior Monitor when they become available.

D. Designation & Release

1. Designations

68. The Monitor shall review and report on Class Member designations. Monthly reports will include information about where Class Members are designated, and quarterly reports will include whether Class Members are designated to facilities with adequate programming, and educational and vocational opportunities.

69. BOP shall designate the place of the Class Member's imprisonment and shall, subject to bed availability, the Class Member's security designation, the Class Member's programmatic needs, the Class Member's mental and medical health needs, any request made by the Class Member related to faith-based needs, recommendations of the sentencing court, and other security concerns of the BOP, place the Class Member in a facility as close as practicable to the Class Member primary residence, and to the extent practicable, in a facility within 500 driving miles of that residence. BOP shall also endeavor to designate Class Members in the lowest security level facility possible.

Metrics:

- Class Member Email Complaints
- Class Counsel Memorandum, September 30, 2025
- SENTRY Rosters
- Program Statements and Reference Documents, September 2025, Attachment

Assessment: Pursuant to the Consent Decree, Paragraph 68, Class Member designations have been reviewed and are included in the confidential attachment provided to All Parties under separate cover titled, *September 2025 Confidential Monitoring Report*. A review of BOP's designation roster, dated September 30, 2025, indicates that 63% of Class Members are housed more than 500 miles from their primary residence and two Class Members are housed at an out of level security facility. These cases are under review.

Paragraph 69 states, "*BOP shall designate the place of the Class Members imprisonment and shall, subject to a variety of factors, place the Class Member in a facility to the extent practicable, within 500 miles of that Class Members primary residence.*" A review found that 63% or 155 Class Members are housed more than 500 miles from their primary residence. The distance in mileage is noted in the attachment titled *September 2025 Confidential Monitoring Report, D. Designation & Release, 1. Designations & Mileage, Paragraphs 68 – 69*. Class Members that have a final deportation order are not included in this calculation.

The Senior Monitor acknowledges the language in the Paragraph allows placements "*to the extent practicable,*" and further recognizes that designations are subject to a variety of operational and security related factors. However, as discussed in previous reports, the BOP should review the Class Members' proximity to their primary residence, and where factors are appropriate, transfer them closer to their families and children. This would assist in family reunification and create the potential for successful re-entry. Paragraph 69 also states, "*BOP shall, subject to bed availability, designate Class Members in the lowest security level possible.*" A review of all Class Member security levels has been completed, and it

was found that two Class Members who are minimum level were housed at a higher security level. Both were referred to the BOP Liaison for review. Due to confidentiality reasons, these issues are identified in the *Monthly Confidential Monitoring Report, September 1 – 30, 2025*, under Paragraphs 71 and 72. Another Class Member believed she was housed at the wrong security level; however, upon review it was revealed she was appropriately housed.

The Monitoring Team did not conduct an onsite visit of a BOP facility where Class Members are housed during the reporting period. As a result, no in-person interviews were conducted. The Senior Monitor received a total of 91 emails from Class Members in September 2025, of which 19 pertained to designations and credit complaints. All 19 were referred to the BOP Liaison, who provided assistance with the Monitoring Team's responses to Class Members. Due to confidentiality, these issues are summarized and the resolutions included in the attachment titled, *Monthly Confidential Monitoring Report, September 1 – 30, 2025*. The remaining emails were assigned to the appropriate Monitors and a response provided.

Evaluation of Issues:

- The finding that 63% of Class Members are housed more than 500 miles from their primary residence is substantial and warrants further review. The Senior Monitor will provide the BOP Liaison with a list of Class Members housed more than 500 miles from their primary residence with a request for the reason(s) why Class Members are not housed closer to their primary residences.

Recommendations:

- Given that 63% of Class Members are designated to facilities located more than 500 miles from their primary residence, it is recommended that the BOP review their placement practices and expand efforts to house Class Members closer to their primary residence, unless clearly documented reasons exist to the contrary.
- BOP should continue to review Class Member security levels to ensure appropriate placement.

D. Designation & Release

1. Designations

70. No Class Member with longer than nine (9) months remaining on their sentence shall be housed in an Administrative Detention Facility for any period longer than six (6) months, or at a Federal Transfer Center for any period longer than one month. Time housed at FCI Dublin or at Administrative Detention Facilities following transfer from FCI Dublin shall count towards the 18-month waiting period to apply for transfer to a new facility.

Metrics:

- Class Counsel Memorandum, September 30, 2025
- Program Statements and Reference Documents, September 2025, Attachment

Assessment: During this monitoring period, BOP did not provide information relative to the required timeframes. As a result, the Senior Monitor was unable to assess BOP's adherence with this Paragraph.

Evaluation of Issues:

- BOP previously provided this information with all the documents submitted to the Senior Monitor for the monthly monitoring reports. This practice has since been discontinued.

Recommendation:

- BOP should resume providing the Senior Monitor with related documentation for reporting and monitoring purposes.

D. Designations & Release

1. Designations

71. The Monitor shall review and provide in monthly reports Class Members' release dates, FTCs, and eligibility for release to community placements (i.e. home confinement or Residential Reentry Centers). Reports will include any changes to Class Member's eligibility for FTCs or release to community placements, and any issues receiving or applying credits, or being released when eligible.

Metrics:

- Class Member Interviews
- Class Members Email Complaints
- Review of Class Member EICFs
- Class Counsel Memorandum, September 30, 2025
- Paragraph 71, Confidential Release Roster, Confidential, September 2025
- Program Statements and Reference Documents, September 2025, Attachment

Assessment: The Senior Monitor received 19 email complaints pursuant to Paragraphs 71 and 72. As a result of confidentiality issues, details are provided in the attachment titled *Monthly Confidential Monitoring Report, September 1 – 30, 2025*. Inquiries made through these emails and Class Counsel Memorandums were addressed by the Monitoring Team through a review of data and information in the SENTRY Inmate Management System, and Class Member EICF's. They were also referred to the BOP Liaison for review and feedback from BOP's subject matter experts.

Email complaints related to credit applications, home confinement eligibility, and transfer requests decreased from 30 in the previous reporting period to 19 in the current reporting period. The reason for this decline is unclear; however, it may be attributed to Class Member's improved understanding about community placements, home confinement eligibility, credit calculations, and other related issues. It is also unclear whether the maximum amount of time for home confinement and community placements has been granted to Class Members and if not, the reasons why. The Senior Monitor will be requesting that a full community eligibility review be conducted for Class Members who, during the term of the Consent Decree, may be eligible for a Residential Reentry Center (RRC) or home confinement.

A complaint that remains consistent among Class Members is the lack of access to Unit Team staff as a result of augmentations. This poses an issue in that because of augmentations, Class Members are unable to obtain information relative to their credits, transition to community beds, home confinement, transfer requests and releases. Additionally, Class Members report that when they meet with their Case Manager(s), there is limited time for the Case Manager to explain details about their individual cases as a means by which to facilitate the Class Member's understanding. This results in Class Member complaints to the BOP Liaison or the Senior Monitor in an effort to have their concerns addressed.

Evaluation of Issues:

- Staffing shortages continue to impact the availability of Case Managers and the amount of time Unit Team staff spend on Class Members cases.

Recommendations:

- Reduce augmentation for Unit Team staff to allow them adequate time to manage their caseloads effectively and Class Member access.
- Develop and implement step-down protocols to increase programming opportunities with the goal of safely and promptly transitioning Class Members to the least restrictive environment, to include lower-level BOP facilities.

D. Designation & Release

1. Designations

72. BOP shall release to community placement any Class Member eligible for community placement under the FSA or the SCA as soon as practicable after the Class Member becomes eligible. When consistent with the FSA and 18 U.S.C. § 3621(b), BOP will not deny FTCs or release to community placement under the FSA to any Class Member on the basis of immigration status or the existence of a detainer alone.

Metrics:

- Class Member Interviews
- Class Members Email Complaints
- Review of Class Member EICFs
- Class Counsel Memorandum, September 30, 2025
- SENTRY Inmate Management System Rosters
- Program Statements and Reference Documents, September 2025, Attachment

Assessment: Paragraph 72 requires BOP to release to community placement any Class Member who is eligible as soon as practicable. During this reporting period, an analysis by the Monitoring Team revealed there were 33 Class Members eligible for review and referral for placement dates; all 33 were referred and provided dates for community placement.

The following chart provides additional details related to status and eligibility.¹²

Class Member Eligibility for Community Placement	
#	Result of Senior Monitor's Review
33	Referred to community placement, with eligibility dates approved.
7	Referrals in process and in accordance with the appropriate timeframes.
1	No referral – but submitted to the BOP Liaison for review.
4	Recommended RRC placement dates were not approved by the Residential Reentry Manager, resulting in RRC placement dates three to eight months (longer) than the dates originally recommended.
1	Referral for RRC placement with a recommended date of September 27, 2026. Approved with a December 2025 date.

¹² Additional details are provided in the confidential attachment titled, *Monthly Confidential Monitoring Report, September 1 – 30, 2025, under subsection D. Designation & Release, 1. Designations, Paragraphs 71 and 72.*

During this reporting period, there were three identified potential discrepancies related to immigration detainers or final deportation orders. The Senior Monitor observed that BOP documented that the three Class Member cases had holds placed on them. While Detainer Action Letters had been sent to Immigration to determine if there were actual holds on these cases, the detainer action letters were not in the files. The Senior Monitor requested that the BOP Liaison review these potential discrepancies to determine if actual holds had been placed. The BOP Liaison provided documentation supporting the holds explaining that until the 210 package¹³ for referral to an RRC or Home Confinement is completed, the Detainer Action Letter may not be in the file.

In contrast, there were additional cases indicating Class Member had detainers; however, there was supporting documentation in their files. While the BOP Liaison stated that such documentation may not appear until the 210 package is started, other Class Member files, without a completed 210 package, included such documents. This inconsistency makes it difficult for the Senior Monitor to determine whether an actual hold has been placed on the Class Member.

The Senior Monitor will continue to request documentation related to immigration detainers when the information substantiating the hold is not contained in the file.

Evaluation of Issues:

- BOP has demonstrated progress in reducing complaints within this category.

Recommendation:

- Recommend that BOP focus on ensuring consistency in the practice of when detainer action letters should be placed in the EICF.

¹³ The 210 package is the request sent by case management to acquire a residential or home confinement placement.

E. Class Member Access to Counsel and the Monitor

81. BOP shall ensure that every Class Member has the opportunity to initiate a confidential legal call with Class Counsel at least once per week. Calls will generally take place during pre-scheduled, weekly blocks of time that are at least three (3) hours long and scheduled Monday through Friday between 8 am and 5 pm Pacific Time. To the extent feasible, BOP shall work with facilities to stagger blocks of time such that facilities' blocks of time do not overlap. If there is insufficient time for all Class Members who requested a call to speak to Class Counsel during the allotted block of time, BOP shall facilitate a confidential legal call with Class Counsel within two (2) workdays. These calls shall be provided absent exceptional circumstances. A Class Member's placement in SHU, individual restrictions on phone access or staffing considerations alone (including lockdowns or restrictions on movement due to understaffing) do not constitute exceptional circumstances. If BOP is unable to facilitate calls on a given week due to exceptional circumstances, they shall notify the Monitor and Class Counsel and provide an explanation in writing. BOP Staff shall not prevent calls as a form of retaliation, and any allegations of retaliation may be reported to the Monitor and Class Counsel as provided in § III.C.2. Class Members in SHU shall receive at least one legal call per week if requested.

82. Class Counsel shall submit a list of attorney names and phone numbers to be approved for the pre-scheduled blocks of time referenced in ¶ 81. These confidential legal calls will not count against minutes and will be at no cost to the Class Member. At least monthly, BOP Counsel will provide Class Counsel and the Monitor with each respective designated facility's availability and will amend the list as needed to accommodate the facility's ongoing operations.

Metrics:

- Class Counsel Memorandum, September 30, 2025
- Paragraphs 81 and 82, Legal Call Block Schedule, Verified on September 29, 2025, Attachment
- Program Statement and Reference Documents, September 2025, Attachment

Assessment: During this reporting period, attorney names and telephone numbers were approved and provided to Class Members for prescheduled blocks of time for legal telephone calls. Additionally, the Senior Monitor did not receive complaints from Class Members relative to calls being charged to Class Members accounts.

However, Class Counsel's memorandum, dated September 30, 2025, included three Class Member complaints related to the lack of access to legal mail and telephone calls.

Class Member 1: Reported issues with legal mail being opened in front of staff who then determined it was not legal mail. The Senior Monitor followed up on this complaint and although the envelope was clearly marked legal mail and had the legal firm's name on the cover, it did not identify the individual whose name was on the outside of the envelope as an attorney.

Class Member 2: Reported that Class Member was unable to access legal counsel during the scheduled legal call block times. BOP attributed this issue to staffing. Class Member was afforded the call the following day.

Class Member 3: Reported issues with the lockdown at the facility and was reportedly denied access to the Monitoring Team after repeatedly requesting to speak with the Senior Monitor. She further reported not having access to tablets, and unequal treatment with some individuals where Officers granted more privileges to those they favored while others were locked down. Class Member alleged the Officers called Class Members “late” to speak with Class Counsel during the scheduled legal call block times. As a result, not all Class Members were provided access to Class Counsel. During this reporting period, the Senior Monitor did not receive complaints from this Class Member pertaining to these issues.

Evaluation of Issues:

- In general, BOP met the requirement to ensure Class Members had the opportunity to initiate legal calls with Class Counsel at least once per week during regularly scheduled call blocks. When the complaint regarding lack of access to a legal call was received by BOP, the issue was promptly addressed. This timely response demonstrates BOP’s responsiveness in the application of an effective solution when an access issue is identified.
- The limited number of complaints (one) during this reporting period and BOP’s swift resolution suggest the existing process is functioning as intended, though isolated lapses may still occur.

Recommendations:

- BOP should continue its current scheduling and accessibility practices for confidential legal calls, while reinforcing internal procedures to ensure consistent access during all scheduled weekly call blocks.
- BOP should document access issues and corrective actions taken.
- A periodic review of these records should be undertaken to identify and address any recurring patterns or operational gaps. This proactive oversight will help minimize the likelihood of future access-related complaints.

Signature

Submitted to: (1) United States District Court, Northern District of California, Oakland Division, (2) U.S. Federal Bureau of Prisons Counsel & (3) Class Counsel.



Wendy Still, MAS
Senior Monitor

January 6, 2026

Date

Glossary of Acronyms

ADO	Administrative Detention Order
AICs	Adults in Custody
BEMR	Bureau Electronic Medical Record System
BOP	Bureau of Prisons
C.F.R.	Code of Federal Regulations
DHO	Disciplinary Hearing Officer
DOJ	Department of Justice
DST	Destination
DSTD	Destination Date
EICF	Electronic Inmate Central File
FDC	Federal Detention Center
FCI	Federal Correctional Institution
FIT	Female Integrated Treatment
FMC	Federal Medical Facility
FSA	First Step Act
FTC	Federal Time Credit
GP	General Population
GTC	Good Time Credits
LEP	Limited English Proficient
MAT	Medication Assisted Treatment
OIA	Office of Internal Affairs
OIG	Office of Inspector General
PCM	PREA Compliance Manager
PREA	Prison Rape Elimination Act
RIS	Reduction in Sentence
RRC	Residential Reentry Center
SAIV	Sexual Abuse Intervention
SCA	Second Chance Act
SFF	Secure Female Facility
SHU	Special Housing Unit
SIS	Special Investigative Supervisor
TRULINCS	Trust Fund Limited Inmate Computer System
UDC	Unit Discipline Committee

Definitions

The following definitions apply to the terms of the Consent Decree.

Adult in Custody (AIC) refers to any person in BOP custody who is designated at a penal or correctional institution, or in a halfway house, contract facility, or in limited cases, on supervision on home confinement, or designated to some other setting outside a BOP penal or correctional facility. BOP states that it is not responsible for care for persons held in a halfway house, contract facility, or, in limited cases, on supervision on home confinement, or designated to some other setting outside a BOP penal or correctional facility.

Administrative Detention refers to an administrative status which removes an AIC from the general population. Administrative detention status is non-punitive, and can occur for a variety of reasons. 28 C.F.R. § 541.22(a).¹⁴

Administrative Detention Facility for the purposes of this agreement refers to BOP institutions that house people in pretrial detention, including Metropolitan Correctional Centers (MCCs), Metropolitan Detention Centers (MDCs), and Federal Detention Centers (FDCs).

Alert[s] refers to instances where Senior Monitor, identified a concern arising from a Class Member's treatment or lack thereof at FCI Dublin or during transfer from FCI Dublin, including concerns related to: medical and/or mental healthcare (including Medication Assisted Treatment and Medical and/or Mental Health Nexus Cases, as defined below), PREA reports and advocacy services, compassionate release requests, release dates and application of Federal Time Credits, disciplinary incidents and impacts on security and recidivism classifications (including Good Credit Time, Forfeited Non-Vested Good Time Credit, Administrative Detention Time and Disciplinary Segregation Time), property claims, and transport issues. The Senior Monitor's decision to clear or place an Alert shall be final subject to reconsideration by the Senior Monitor at the Senior Monitor's discretion. Alerts closed prior to the Effective Date may be reopened if the AIC provides proof that the Senior Monitor deems sufficient that the alert should not have been closed. Such requests shall be submitted to the Senior Monitor no later than December 1, 2024, unless the AIC shows by clear and convincing evidence that the evidence submitted in support of reopening could not have been submitted before December 1, 2024. This Paragraph does not limit the ability of the Senior Monitor to reopen an alert closed prior to the Effective Date if the Senior Monitor determines, based on sufficient proof, that the alert should not have been closed.

BOP Counsel means both BOP in-house counsel and litigation counsel assigned by the Department of Justice. In the event that any individual BOP Counsel separates from his or her employment or if the case is reassigned to different counsel, BOP Counsel will designate successor counsel and notify the Senior Monitor and Class Counsel of the change.

BOP Liaison means an employee from BOP's Central Office who is a direct report to the BOP's Deputy

¹⁴ [eCFR :: 28 CFR 541.22 -- Status when placed in the SHU.](#)

Director who is designated to and whose sole duties are to facilitate BOP's compliance with the terms of this Consent Decree. The BOP Liaison will have access to BOP subject matter experts at the regional and Central Office level, and should assist the Senior Monitor to gather information, help track alerts, and if necessary, should raise concerns with the Deputy Director directly. The BOP Liaison will share only minimal information with other BOP employees, and will share such information only to the extent necessary to enable the BOP Liaison to access necessary records and other information. The BOP Liaison shall not share any information related to a Class Member complaint with any official who is the subject of that complaint. The BOP Liaison does not have independent authority to direct any BOP employee to take a particular action but should make recommendations after consulting with BOP's Deputy Director, subject matter expert, or the Senior Monitor.

Class Member refers to all people who were incarcerated at FCI Dublin between March 15, 2024 and May 1, 2024, and all named Plaintiffs.

Class Counsel refers to Arnold & Porter, California Collaborative for Immigrant Justice, Rights Behind Bars, Rosen Bien Galvan & Grunfeld including Ernest Galvan, Kara Janssen, Luma Khabbaz, Adrienne Spiegel, Susan Beaty, and Amaris Montes. In the event that any individual Class Counsel separates from his or her employment, Class Counsel will designate successor counsel and notify the Senior Monitor and BOP Counsel of the change.

Code of Federal Regulations (C.F.R.) The C.F.R. is the official legal print publication containing the codification of the general and permanent rules published in the Federal Register by the departments and agencies of the Federal Government.

Complaint refers to any notification to the Senior Monitor in any form by a Class Member or Plaintiffs' counsel.

Consistent with Security means subject to exceptions including, but not limited to, major disturbances that require staffing to be re-directed to other areas of the facility on an emergency and temporary basis or natural disasters, and similar other emergencies that restrict movement to preserve safety.

Daylight Provision means no attendant obligation shall be imposed upon the BOP other than the collection and provision of data.

Designation or designated refers to an order from the BOP's Designation and Sentence Computation Center indicating the facility of confinement for an AIC.

Disciplinary Segregation refers to a punitive status wherein an AIC is placed in SHU, only as a sanction imposed by a Discipline Hearing Officer (DHO) for committing a prohibited act(s). 28 C.F.R. § 541.22(b), 541.24.

Effective Date refers to the date on which this Consent Decree is approved by the Court.

Federal Correctional Institution (FCI) Dublin refers to both the low security Federal Correctional

Institution located in Dublin, California and the adjacent satellite Camp.

Federal Detention Center (FDC) refers to an administrative security federal detention center that houses pretrial detainees and sentenced inmates.

Federal Medical Institution (FMC) referrals to a Board of Prisons medical institution.

First Step Act (FSA) refers to the First Step Act (FSA) of 2018 (P.L.115- 391) and any subsequent amendments to the law.

Federal Time Credit (FTC) refers to time credits towards prerelease custody or early transfer to supervised relief, authorized by procedures for earning and application of time credits that are outlined within the FSA.

Grievance refers to any BOP cop-out, administrative remedy, or similar written form.

Medical and/or Mental Health Nexus Case refers to a medical or mental health issue that (i) was first raised, identified, or documented at FCI Dublin (whether by the Class Member themselves, BOP staff or contractors, the then-Special Master, and/or a member of her team, or the Court); or (ii) the Senior Monitor and/or a member of her team, based on a review of a more recently filed grievance or complaint or other communication, determines (ii) category, this definition is limited to Grievances or Complaints submitted to the Senior Monitor no later than December 1, 2024, unless the Senior Monitor determines there is clear and convincing evidence establishing that the grievance or complaint could not have been submitted by December 1, 2024. In making this determination, the Senior Monitor shall review any relevant information available to the Senior Monitor, including any information provided by the Class Member, BOP personnel or third-party contractors, Class Counsel or BOP Counsel.

Protective Status Protective Status refers to an administrative status where an AIC placed in SHU for their own protection. 28 C.F.R. § 541.23(c)(3). For any AIC who is placed in SHU as a protection case, whether requested by the AIC or staff, an investigation occurs to verify the reasons for placement. 28 C.F.R. § 541.28.

Rape Crisis Centers refers to community-based organizations that help survivors of rape, sexual abuse, and sexual violence who have an active Memorandum of Understanding (MOU) with BOP.

Second Chance Act (SCA) refers to the Second Chance Act of 2007 (P.L. 110-199) or any subsequent amendments to the law.

Security Sensitive Information refers to information whose disclosure without the benefit of a protective order would jeopardize the safety and security of any person, or would jeopardize an ongoing investigation of crime or misconduct.

Senior Monitor (or Monitor) refers to Wendy Still while serving under the order of May 20, 2024, ECF No. 308 in the instant action, or any successor Monitor appointed in this action.

Special Housing Unit(s) (SHU[s]) refers to housing units in BOP facilities where AICs are separated from the general population, and may be housed either alone or with another AIC. When placed in the SHU, an AIC is either in disciplinary segregation status or administrative detention status. 28 C.F.R. § 541.22.

Special Master refers to Wendy Still during the period between April 4, 2024, and May 20, 2024, when she served as the Special Master in the instant action.

Third Party Care or Outside Provider Care refers to medical, mental health, or dental care that the BOP provides to AICs using non-BOP employees.

Term of the Consent Decree runs two years from the Effective Date, unless terminated pursuant to § VIII.

§ 541.22 Status when placed in the SHU.

When placed in the SHU, you are either in administrative detention status or disciplinary segregation status.

- (a) Administrative detention status. Administrative detention status is an administrative status which removes you from the general population when necessary to ensure the safety, security, and orderly operation of correctional facilities, or protect the public. Administrative detention status is non-punitive, and can occur for a variety of reasons.
- (b) Disciplinary segregation status. Disciplinary segregation status is a punitive status imposed only by a Discipline Hearing Officer (DHO) as a sanction for committing a prohibited act(s).

§ 541.23 Administrative detention status.

You may be placed in administrative detention status for the following reasons:

- (a) Pending Classification or Reclassification. You are a new commitment pending classification or under review for Reclassification.
- (b) Holdover Status. You are in holdover status during transfer to a designated institution or other destination.
- (c) Removal from general population. Your presence in the general population poses a threat to life, property, self, staff, other inmates, the public, or to the security or orderly running of the institution and:
 - (1) Investigation. You are under investigation or awaiting a hearing for possibly violating a Bureau regulation or criminal law;
 - (2) Transfer. You are pending transfer to another institution or location;
 - (3) Protection cases. You requested, or staff determined you need, administrative detention status for your own protection; or
 - (4) Post-disciplinary detention. You are ending confinement in disciplinary segregation status, and your return to the general population would threaten the safety, security, and orderly operation of a correctional facility, or public safety.

§ 541.24 Disciplinary segregation status.

You may be placed in disciplinary segregation status only by the DHO as a disciplinary sanction.

§ 541.25 Notice received when placed in the SHU.

You will be notified of the reason(s) you are placed in the SHU as follows:

- (a) Administrative detention status. When placed in administrative detention status, you will receive a copy of the administrative detention order, ordinarily within 24 hours, detailing the reason(s) for your placement. However, when placed in administrative detention status pending classification or while in holdover status, you will not receive an administrative detention order.
- (b) Disciplinary segregation status. When you are to be placed in disciplinary segregation status as a sanction for violating Bureau regulations, you will be informed by the DHO at the end of your discipline hearing.

§ 541.26 Review of Placement in the SHU.

Your placement in the SHU will be reviewed by the Segregation Review Official (SRO) as follows:

- (a) Three-day review. Within three work days of your placement in administrative detention status, not counting the day you were admitted, weekends, and holidays, the SRO will review the supporting records. If you are in disciplinary segregation status, this review will not occur.
- (b) Seven-day reviews. Within seven continuous calendar days of your placement in either administrative detention or disciplinary segregation status, the SRO will formally review your status at a hearing you can attend. Subsequent reviews of your records will be performed in your absence by the SRO every seven continuous calendar days thereafter.
- (c) Thirty-day reviews. After every 30 calendar days of continuous placement in either administrative detention or disciplinary segregation status, the SRO will formally review your status at a hearing you can attend.
- (d) Administrative remedy program. You can submit a formal grievance challenging your placement in the SHU through the Administrative Remedy Program, 28 CFR part 542, subpart B.

§ 541.28 Protection case—review of placement in the SHU.

- (a) Staff investigation. Whenever you are placed in the SHU as a protection case, whether requested by you or staff, an investigation will occur to verify the reasons for your placement.
- (b) Hearing. You will receive a hearing according to the procedural requirements of § 541.26(b) within seven calendar days of your placement. Additionally, if you feel at any time your placement in the SHU as a protection case is unnecessary, you may request a hearing under this section.
- (c) Periodic review. If you remain in administrative detention status following such a hearing, you will be periodically reviewed as an ordinary administrative detention case under § 541.26.

Attachments

Non-Confidential Attachments

- Program Statements and Reference Documents, September 2025
- Paragraphs 81 and 82, Legal Call Block Schedule, Verified September 29, 2025

Confidential Attachments (provided under separate cover)

- Monthly Confidential Monitoring Report, September 1 – 30, 2025
- Class Member Confidential Key, September 2025
- Paragraphs 68 - 69, Population Monitoring Census – Roster, September 2025 (BOP Generated)
- Paragraph 71, Confidential Release Roster, September 2025 (BOP Generated)
- PREA Audit of FMC Carswell July 29 - 31, 2025

Program Statement References - September 2025	CD Para.
Program Statements	
5310.17 Psychology Services Manual, August 25, 2016	34
6010.05 Health Services Administration, June 26, 2014	34
6013.01 Health Services Quality Improvement, January 15, 2005	34
6031.02 Inmate Copayment Program, August 15, 2005	34
6090.04 Health Information Management, March 2, 2015	34
6340.04 Psychiatric Services, January 15, 2005	34
6370.01 Laboratory Services, January 15, 2005	34
6400.03 Dental Services, June 10, 2016	34
5310.16, CN-1, Treatment and Care of Inmates with Mental Illness, February 18, 2025	34, 48
6190.04 Infectious Disease Management, June 3, 2014	34, 48
6360.02 Pharmacy Services, October 24, 2022	34, 48
6541.02 Over-the-Counter Medications, November 17, 2004	34, 48
6010.03 Psychiatric Evaluation and Treatment, July 13, 2011	34, 48, 64
6031.05 CN-2 Patient Care, March 14, 2025	34, 48, 64
5240.01 Female Integrated Treatment, August 11, 2022	34, 68 - 69, 71
6590.07 Alcohol Surveillance and Testing Program, December 31, 1996	42, 44 - 45
5270.09 CN-1 Inmate Discipline Program, November 18, 2020	42, 44 - 45, 52 - 55
1330.18 Administrative Remedy Program, January 6, 2014	42, 44 - 45, 52 - 55, 58 - 61, 62, 63 - 65
5270.12 CN-1 Special Housing Units, March 6, 2025	42, 44, 45, 46 - 49, 51- 55, 58 - 65
5265.14 Correspondence, April 5, 2011	46 - 47, 49, 51
4500.12 CN-1 Trust Fund/Deposit Fund Manual, March 6, 2025	46, 49, 51
5360.10 Religious Beliefs and Practices, October 24, 2022	68, 69
5580.08 Inmate Personal Property, August 22, 2011	46, 49, 51 - 55
5200.09 CN-1 Female Offender Manual, July 31, 2025	46, 49, 51 - 55, 58 - 65, 68 - 69, 71
5264.08 Inmate Telephone Regulations, January 24, 2008	46 - 47, 49, 51 - 55, 81 - 82
6590.07 Alcohol Surveillance and Testing Program, December 31, 1996	52 - 55
6060.08 Urine Surveillance and Narcotic Identification, March 8, 2001	52 - 55
5310.16 CN-1 Treatment and Care of Inmates with Mental Illness, February 18, 2025	52 - 55
5111.04 CN-1 Institution Hearing Program, May 23, 2017	52 - 55
5200.06 Management of Inmates with Disabilities, November 22, 2019	52 - 55
5264.08 Inmate Telephone Regulations, January 24, 2008	52 - 55
5324.08 Suicide Prevention Program, April 5, 2007	52 - 55
5324.12 CN-1 Sexually Abusive Behavior Prevention and Intervention Program, February 18, 2025	52 - 55, 58 - 61, 62 - 65

Program Statement References - September 2025	CD Para.
Program Statements	
5521.06 CN-1 Searches of Housing Units, Inmates, and Inmate Work Areas, March 6, 2025	52 - 55, 58 - 61, 61 - 65
1210.25 Internal Affairs, Office of, August 1, 2023	58 - 65
1350.01, Criminal Matter Referrals, January 11, 1996	58 - 65
1351.05 CN-2 Release of Information, March 9, 2016	58 - 65
3420.12 CN-1 Standards of Employee Conduct, February 18, 2025	58 - 65
5310.17 Psychology Services Manual, August 25, 2016	58 - 65
5538.08 Escorted Trips, April 8, 2024	62 - 65
3000.03 Human Resource Management Manual, December 19, 2007	62 - 65
5220.01 First Step Act Program Incentives, July 14, 2021	68 - 69, 71
5300.21 Education, Training and Leisure Time Program Standards, February 18, 2002	68 - 69, 71
5321.09 CN-1 Unit Management and Inmate Program Review, February 27, 2025	68 - 69, 71
5400.01 First Step Act Needs Assessment, June 25, 2021	68 - 69, 71
5140.36 Release of Inmates Prior to a Weekend or Legal Holiday, November 23, 2001	68 - 69, 70 - 71
5331.02 CN-2 Early Release Procedures Under 18 U.S.C 3621(e), September 27, 2017	68 - 69, 71 - 72
5410.01 CN-2 First Step Act f 2018 - Time Credits: Procedures for Implementation f 18 U.S.C. 3632 (d)(4), March 10, 2023	68 - 69, 71 - 72
5100.08 CN-2 Inmate Security Designation and Custody Classification, March 6, 2025	68 - 69, 70 - 72
5800.17 Inmate Central File, Privacy Folder, and Parole Mini Files, April 3, 2015	68 - 69, 70 - 72
5162.05 Categorization of Offenses, March 16, 2009	71 - 72
7320.01 CN-2 Home Confinement, December 15, 2017	71 - 72

Additional Reference Documents - September 2025	CD Para
Medical Alert Meetings with Senior Monitor and Medical Experts	34
Excel Spreadsheet Related to Alert Closures	34
Class Member Health Records, Bureau Electronic Medical Record System	34
Class Member Data in Power Business Intelligence System (Historical)	34
BOP Open and Closed Alert Reports	
Class Counsel Memorandum, September 30, 2025	34, 42, 42, 44 - 49, 51 - 55, 58 - 65 68 - 72, 81 - 82
Electronic Inmate Central File Disciplinary Reports	42, 44 - 45
Technical Reference Manual 5802.04 SENTRY Discipline, September 25, 2000	42, 44 - 45, 52 - 55
Individual Class Member Electronic Inmate Central Files	42, 44 - 46, 49, 52 - 55, 58 - 65, 71 - 72
BOP Report of Class Members in the Special Housing Unit	46 - 47, 49
Incident Reports for the Monitoring Period	48
Durable Medical Equipment, Clinical Guidance, June 2018	48
Office of Inspector General Contraband Report, June 2016	52 - 55
American Correctional Association Accreditation Report, FCI Tallahassee, 2024	52 - 55
Program Review Guidelines G5500I Correctional Services, February 20, 2024 (Suspended per BOP)	52 - 55
Special Housing Unit, Program Review Report Questions	52 - 55
Western Region Correctional Services Special Housing Unit Resources Website	52 - 55
Special Housing Unit Tracking System Report, March 31, 2025	52 - 55
Incarcerated Women Annual Report 2024 Women and Special Populations Branch Reentry Services Division Bureau of Prisons	52 - 55, 58 - 65
Prison Rape Elimination Act of 2003	58 - 65
BOP PREA Website/Home Page	58 - 65
Assistant Director Memorandum, PREA Retaliation Monitoring Codes, November 21, 2024	58 - 65
Assistant Director Memorandum PREA Retaliation Monitoring and Reporting, October 29, 2024	58 - 65
28 CFR Part 115, National Standards to Prevent, Detect and Respond to Prison Rape, Final Rule, June 20, 2012	58 - 65
BOP Women and Special Populations Branch Website/Home Page	58 - 65
Monthly PREA Retaliation Monitoring Report	62 - 63, 65
SENTRY Rosters (Monitor Generated)	68 - 69, 71 - 72
Technical Reference Manuals 5801.03, 1, 2, 3 SENTRY Sentence Monitoring, October 7, 2001(1, 2), November 8, 2024 (3)	68 - 69, 71 - 72
Technical Reference Manual 5802.03 SENTRY General Use Code Tables, July 28, 2000	68 - 69, 71 - 72

Additional Reference Documents - September 2025	CD Para
Paragraphs 68 - 69, Designation Monitoring Census - Roster, September 2025 (BOP Generated Roster)	68 - 69
Paragraph 71, Confidential Release Roster, September 2025 (BOP Generated)	71 - 72
2025	81 - 82
Training & Other Learning Resources	
Central Office Chief Disciplinary Hearing Administrator Website for Chief Disciplinary Hearing Officer (DHO) Guidance and Learning Resources	42, 44 - 45, 52 - 55
Being Responsive to the Needs of Women Staff Training PowerPoint, May 21, 2025	58 - 65
Trauma Informed Communication Training PowerPoint, May 21, 2025	58 - 65
Managing Female Offenders Annual Training PowerPoint, May 21, 2025	58 - 65
Continuous Training on SENTRY and EICF by BOP Liaison	71

Paragraphs 81 and 82, Legal Call Block Schedule, Verified September 29, 2025

Institution	Day	Time Block in Current Time Zone	Time Block in PST	Class Counsel	Method
Aliceville	Wednesday	12:00 pm to 3:00 pm CST	10:00 am to 1:00 pm	RBGG 415-907-0603	Open Door
Bryan	Thursday - B Unit	1:00 pm to 4:00 pm CST	11:00 am to 2:00 pm	RBGG 415-907-0603	Open Door
Bryan	Tuesday - M Unit	1:00 pm to 3:00 pm CST	11:00 am to 1:00 pm	RBGG 415-907-0603	Open Door
Carswell	Wednesday	12:45 pm to 3:45 pm CST	10:45 am to 1:45 pm	RBGG 415-907-0603	Open Door
Danbury	Thursday	12:30 pm to 3:30 pm EST	9:30 am to 12:30 pm	RBB 202-505-1051	Open Door
Greenville	Thursday	12:45 pm to 3:45 pm CST	10:45 am to 1:45 pm	RBGG 415-907-0603	Open Door
Hazelton	Thursday	12:45 pm to 3:45 pm EST	9:45 am to 12:45 pm	RBB 202-505-1051	Open Door
Houston	Tuesday	12:00 pm to 3:00 pm CST	11:00 am to 1:00 pm	RBGG 415-907-0603	Open Door
Lexington	Monday	12:45 pm to 3:45 pm EST	9:45 am to 12:45 pm	RBGG 415-907-0603	Open Door
Los Angeles	Wednesday	9:00 am to 12:00 pm PST	9:00 am to 12:00 p	CCIJ 510-679-3674	Open Door
Marianna	Monday	12:45 pm to 3:45 pm CST	10:45 am to 1:45 pm	RBGG 415-907-0603	Open Door
Miami	Tuesday	12:00 pm to 3:00 pm EST	9:00 am to 12:00 pm	CCIJ 510-679-3674	Open Door
Oklahoma City	Thursday	10:00 am to 1:00 pm CST	8:00 am to 11:00 am	RBB 202-505-1051	Open Door
Pekin	Monday	11:00 am to 2:00 pm CST	9:00 am to 12:00 pm	RBGG 415-907-0603	Open Door
Philadelphia	Thursday	12:30 pm to 3:30 pm EST	9:30 am to 12:30 pm	RBB 202-505-1051	Open Door
Phoenix	Thursday	12:45 pm to 3:45 pm MST	11:45 am to 2:45 pm	A&P 650-319-4500	Open Door
San Diego	Tuesday	12:45 pm to 3:45 pm PST	12:45 pm to 3:45 pm	CCIJ 510-679-3674	Legal Phone Booth
SeaTac	Tuesday	10:00 am to 1:00 pm PST	10:00 am to 1:00 pm	CCIJ 510-679-3674	Open Door
Tallahassee	Monday	11:00 am to 2:00 pm EST	8:00 am to 11:00 am	A&P 650-319-4500	Open Door
Tucson	Thursday	10:00 am to 1:00 pm PST	10:00 am to 1:00 pm	RBGG 415-907-0603	Open Door
Victorville	Wednesday	9:45 am to 12:45 pm PST	9:45 am to 12:45 pm	A&P 650-319-4500	Open Door
Waseca	Tuesday	12:00 pm to 2:00 pm CST	10:00 am to 12:00 pm	RBGG 415-907-0603	Open Door
Waseca	Thursday	12:00 pm to 2:00 pm CST	10:00 am to 12:00 pm	RBGG 415-907-0603	Open Door

Date Verified: 3/31/2025
 4/15/2025
 4/29/2025
 6/2/2025
 8/11/2025
 9/29/2025