



State of Utah

GARY R. HERBERT
Governor

GREG BELL
Lieutenant Governor

Department of Corrections Administrative Services

THOMAS PATTERSON
Executive Director

MIKE HADDON
Deputy Director for Administration

ROBYN WILLIAMS
Deputy Director for Operations

April 15, 2010

MIM Distributors
P. O. Box 40799
San Francisco, CA 94140

Re: **Your Letter**

Dear Mr. Sir/Madam:

I received your letter dated April 8, 2010 on April 14, 2010. I have enclosed a copy of your letter for your records. You request a copy of the policy that dictates the rules regarding mail to and from prisoners held in the Intensive Management Unit (IMU) of the Utah State Prison (USP).

The policy you are requesting is FDr25, Intensive Management/Suicide Prevention/Strip Cell. FDr25 is properly classified as **protected** under the provisions of GRAMA § 63G-2-305 (12) in that its release could reasonably be expected to jeopardize the safety or security of a correctional facility. That chapter deals with how staff is to handle and interact with some of the most dangerous convicted criminals in the system. If that information were to be released into the system, inmates could use that information as intelligence to try to circumvent prison security. In fact, we do not let that chapter out to anyone who does not have a direct need to know and is in the law enforcement field. Your request for a copy of FDr25 is, therefore, denied. The issue regarding the proper classification of FDr25 has already been heard before the State Records Committee (SRC) in the case of William Remine vs. Utah State Department of Corrections, Case No. 94-08, in which the SRC upheld the **protected** classification of FDr25.

FDr25 has a small section that builds upon FDr03, Inmate Mail. FDr03 contains 78 pages; the Department currently charges \$0.25 per page copied. However, if you have a website I can send you an electronic copy of FDr03, thereby avoiding substantial copying and postage fees. With the information in FDr03, coupled with what I can tell you below, you should have a clear understanding about the rules regarding mail to and from prisoners held in the IMU.

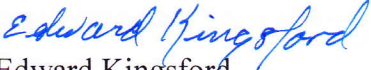
Although I cannot give you a copy of FDr25, I can tell you that basically it states that inmates in the IMU may receive only first class mail, not bulk rate mail; privileged legal mail such as correspondence from an inmate's lawyer; and religious mail sent by first class mail. Inmates in the IMU may not receive newspapers, magazines, pamphlets, etc., including religious magazines, newspapers or pamphlets, etc.

Under the provisions of Utah Code Annotated, § 63G-2-401 (1), if you wish to appeal my decision, you have 30 days to do so. You may direct such appeal to:

Mike Haddon
Deputy Director for Administration
Department of Corrections
14717 S. Minute Man Drive
Draper, UT 84020

Under Utah Code Annotated § 63G-2-401 (2) your notice of appeal must contain your name, mailing address, and daytime telephone number, if any. **It should also contain a copy of your initial request, this denial and the relief sought.** Under section (3) of the above mentioned code section, you may also file a short statement of facts, reasons, and legal authority in support of your appeal.

Sincerely,


Edward Kingsford
Program Coordinator

Enclosures
As Stated