

FROM

(WED) OCT 22 2008 9:22/ST. 9:21/No. 6837188551 P 2

13-2006 15 03 FAX 918 2877

DIRECTORS OFFICE

+ VSP

001:001

State of California

WSP-RC Received & Distributed on 12/14/06  
By Thomas P. Gaines, Executive Assistant

Department of Corrections and Rehabilitation

# Memorandum

COPY REC'D *IST*  
 COPY TO CDW *Litigation*  
 1 COPY TO AW - BS *Watch Office*  
 1 COPY TO AW - CS *ISU*  
 1 COPY TO AW - H & P  
 1 COPY TO AW - RC  
 1 COPY TO *all Captains*  
 1 COPY TO *mail room super.*  
 1 COPY TO FILE

Date December 13, 2006

To Wardens

*Wardens*

Subject: **BAN OF MAOIST INTERNATIONAL MOVEMENT PUBLICATIONS**

Recently an analysis of the Maoist International Movement (MIM) publication MIM Notes was conducted. Based on the permeating words, symbols, and themes of civil disobedience and violent overthrow of authority, I am directing an immediate ban on the receipt, possession, or distribution of literature/publications from the MIM to or by inmates in the custody of the California Department of Corrections and Rehabilitation (CDCR).

Through its publications, the MIM advocates that inmates come together as a "Revolutionary group" for the purposes of imposing their idea of prison reform. Among other similarly inflammatory language, the MIM literature advocates seizing public power through armed struggle and overturning prison administrations "by stripping them of control." The presence of this type of publication within a correctional facility clearly creates safety and security risks and an atmosphere that is not conducive to the rehabilitative mission of the CDCR.

The CDCR Office of Legal Affairs (OLA) has reviewed publications from MIM and assessed the validity of a ban of those publications. The determination from the OLA is that the ban of this material is consistent with the California Code of Regulations, Title 15 and current case law.

Please ensure your institutional staff are instructed to regard MIM Notes and all other MIM literature as contraband. All confiscated MIM literature is to be processed in accordance with existing departmental regulations.



SCOTT KERNAN  
Director (A)  
Division of Adult Institutions

cc: Dave Runnels  
Rick Rimmer  
Brian Snyder