

BATES v. DHHS
CONSENT DECREE PARAGRAPH 27
BI-ANNUAL REPORT: GRIEVANCE FILINGS
JANUARY 1, 2011 – JUNE 30, 2011

As a component of the Bates vs. DHHS Consent Decree Settlement Agreement, DHHS Office of Adult Mental Health Services (OAMHS) is required to report on the numbers of grievances filed within the adult mental health system semi-annually. This report summarizes the Level 2 and Level 3 Grievances filed from January 1, 2011 – June 30, 2011.

Paragraph 27 of the Settlement Agreement states: “Defendants shall prepare semi-annual reports of all complaints and of all grievances appealed to the Superintendent of AMHI (Riverview), the Director of the Bureau of Mental Health (Office of Adult Mental Health Services) and the Commissioner. Said report shall summarize the issues raised and, findings made and remedial actions taken, and shall be submitted to the master, counsel for the plaintiffs and the Office of Advocacy.”

Level 2 Grievances: Community

None reported

Level 2 Grievances: Riverview Psychiatric Center

None reported

Level 2 Grievances: Dorothea Dix Psychiatric Center

Allegation: Client alleges that the medication being given to him makes him sick and that his heart is being weakened by the medication. Client states that it ‘bothers my system along with my other problems’ and ‘...gives me a congested heart and compromises my ability to function as a human’.

Finding: Not substantiated

Response: Review did not find that the client’s right to adequate medical care had been violated; and that client’s medical care had been reviewed by another physician as well as the District Court who approved and ordered the treatment.

Level III Appeal: Submitted July 13, 2011, findings will be reported in January 2012 Report

Level 3 Grievances:

None reported in the Community, at Riverview Psychiatric Center or at Dorothea Psychiatric Center

Prepared by: Lisa P. Wallace
July 19, 2011