

Motion for Immediate Relief

Exhibit 6



U.S. Department of Justice
Civil Rights Division

SYC:JCP:DD:MRB:TDM:AA:YD
DJ 168-19-74;
168-19m-68,69,70;
168-20-45,46; 168-19-75

*Special Litigation Section - PHB
950 Pennsylvania Avenue, NW
Washington, DC 20530*

April 7, 2009

BY FIRST CLASS MAIL AND EMAIL

Jason Naunas, Esq.
Department of Law
State of Georgia
40 Capitol Square SW
Atlanta, GA 30334-1300

Re: United States v. Georgia, No. 1:09CV-119-CAP (N.D. Ga.)

Dear Mr. Naunas:

We write to request your emergent attention to the following request, relating to the apparent homicide at Central State Hospital on Sunday, April 5, 2009. Pursuant to section V.D. of the Settlement Agreement in this case, conditions or practices that pose an immediate and serious threat to the life, health or safety of patients served by the Georgia Psychiatric Hospitals do not require that the State be afforded a cure period. Please provide to this office, no later than close of business tomorrow, April 8, 2009, the following:

1. A safety plan developed by a clinical team that details the State's plan for ensuring the safety of other patients and staff at the facility when the aggressor is returned to any of the Psychiatric Hospitals; the plan shall detail management of the aggressor's behavior throughout the 24-hour day, and identify who is responsible for implementing and for supervising all aspects of the safety plan.
2. Provide evidence of the provision of competency-based training to all direct care, clinical and supervisory staff who will be charged with implementing the aggressor's safety plan, and document that such training (or re-training) is provided prior to that staff person's assuming responsibility for this patient.
3. Describe the plans to protect the aggressor from potential self-harm.

4. Describe the process undertaken by the State to conduct an expedited root-cause analysis of this incident, and provide the corrective action plan responsive to any findings identified by this analysis. Notwithstanding the ongoing investigation by law enforcement personnel, we expect that this root cause analysis be completed on an expedited basis.
5. Describe the efforts undertaken at Central State Hospital to cleanse the environment of all potentially life-threatening instruments, including, but not limited, to items that might be used as ligatures.
6. In light of the Department's findings that staff's failure to provide adequate supervision, including one-on-one supervision was a cause of preventable harm at each of the hospitals we visited, please provide no later than April 14, 2009, evidence of the system-wide competency-based re-training of all direct care staff and supervisors on the requirements of enhanced supervision levels.

If you should have any questions about this request, please feel free to contact Dave Deutsch at (202) 514-6270.

Sincerely,



Mary Bohan
Trial Attorney
Special Litigation Section

cc: Greg Hoyt