

District Court Department of The Trial Court

DENNIS F. RYAN PARKWAY
QUINCY, MASSACHUSETTS 02169

Quincy Division

Commonwealth No. 2732

v.

THOMAS A. SHAY

ORDER OF COMMITMENT OF A PRISONER FOR OBSERVATION PURSUANT TO G.L. c. 123, s. 18 (a)

WHEREAS this court has received a report from Paul H. Gates, M.D., stating that Thomas A. Shay,
(name of physician) (prisoner's name)
presently being detained at Norfolk County HofC & Jail, is in such a mental condition that he should be
(place of detention)
committed to Bridgewater State Hospital for a period of observation;
(hospital or facility)

THEREFORE the court order that said person be committed to Bridgewater State Hospital for
(hospital or facility)
observation for a period not to exceed thirty days, by which time said prisoner shall be returned to the original place of detention
unless a petition for his further commitment has been filed in this court.

The prisoner is to be conveyed to the Bridgewater State Hospital by officers of said place of detention
(hospital or facility)
who are then to make return of this warrant, with their doings thereon, to the Clerk-Magistrate of this court. Furthermore, the
prisoner is to be reconveyed by the said officers to his original place of detention unless said officers have been notified that a
petition has been filed in this court for the commitment of said prisoner by June 23, 1989.
(date)

The Bridgewater State Hospital is ordered to report the mental condition of said prisoner to this
(hospital or facility)
court, and, if necessary, to file a petition in this court for the further commitment of said prisoner.

The date of expiration of said prisoner's sentence is Awaiting Trial.
(date)

WITNESS my hand and seal at Quincy, May 25 19 89.


Justice

Original to Clerk-Magistrate
Copy to prisoner, Officer, and Petitioner.

This form prescribed by the Chief Justice of the District Court Department.



The Commonwealth of Massachusetts

NORFOLK COUNTY SHERIFF'S DEPARTMENT
HOUSE OF CORRECTION AND JAIL

CLIFFORD H. MARSHALL
SHERIFF

ROBERT L. CAMPBELL
DEPUTY SUPERINTENDENT

CONFIDENTIAL PSYCHOLOGICAL EVALUATION

47 VILLAGE AVENUE
NORFOLK COUNTY, MA 02026
329-6730

The purpose and intent of this report is the application of relevant psychological knowledge to the needs of the Medical Staff and Deputy Superintendent of the Norfolk County Sheriffs Department.

CLIENT: THOMAS A. SHAY

SOURCE OF REFERRAL: DEPUTY CAMPBELL

DATE OF EVALUATION: 5/25/89

REASON FOR REFERRAL: ACTIVELY SUICIDAL

TIME OF REPORT: 1:00 P.M.

MENTAL STATUS

CIRCUMSTANCES AND RELIABILITY:

HE COOPERATED TO THE BEST OF HIS CAPACITY WHICH IS DIMINISHED DUE TO MENTAL ILLNESS

PRESENTING PROBLEM: INTENT TO COMMIT SUICIDE AND MAJOR MENTAL ILLNESS

GENERAL APPEARANCE AND BEHAVIOR:

BIZARRE BEHAVIOR; ECCENTRIC BEHAVIOR

ORIENTATION AND MEMORY: ORIENTED AS TO TIME, PLACE, PERSON; MEMORY IS APPROPRIATE

PERCEPTION: ACTIVE AUDITORY HALLUCINATIONS, IDEAS OF REFERENCE, ILLUSIONS

SPEECH CHARACTERISTICS: PRESSURED, INCOHERENCE

THOUGHT PROCESSES AND CONTENT: EVIDENCE OF THOUGHT DISORDER

AFFECT: INAPPROPRIATE. HE IS ACTIVELY SUICIDAL. ACUTELY DEPRESSED

INSIGHT AND JUDGEMENT: UNDERDEVELOPED

DIAGNOSIS AND OPINION:

SCHIZOTYPAL PERSONALITY; HISTORY OF EMOTIONAL PROBLEMS (AGE 5 BURN HIS HOUSE DOWN) 10 HOSPITALIZATIONS FOR MENTAL HEALTH ISSUES; HISTORY OF DEPRESSIVE EPISODES LEADING TO SERIOUS SUICIDE ATTEMPTS (attempt to open door on airplane + jump-out) HE STATED TO ME AND TO DEPUTY CAMPBELL THAT HE WOULD KILL HIMSELF. HE IS MANIFESTING PSYCHOTIC FEATURES AND HE IS A DANGER TO HIMSELF AND TO OTHERS AND...

REPORT SUBMITTED BY
John Hennessy
JOHN H. HENNESSY, LICENSED PSYCHOLOGIST

Access to this report is limited to authorized Norfolk County Sheriffs Department Medical Staff and Deputy Superintendent. The contents of this report are not to be revealed without the consent of John P. Hennessy, Psychologist, and the client, except in those unusual circumstances in which not to do so would result in danger to the client or other persons.

RECOMMEND IMMEDIATE TRANSFER TO MCIZ BRIDGEWATER FOR EVALUATION AND TREATMENT IN A MENTAL HEALTH

District Court Department of The Trial Court

Quincy District Division

No. _____

Commonwealth

v.

Thomas A. Shay

REQUEST FOR COMMITMENT FOR OBSERVATION PURSUANT TO G.L. c. 123, s. 18 (a)

Your Petitioner, Paul H. Gates, M.D., respectfully represents that the undersigned is a physi-
(name of physician)

cian qualified by the Department of Mental Health to perform psychiatric examinations of prisoners. Pursuant to a request by

Robert L. Campbell Deputy Superintendent, Norfolk County Jail & H of C
(name) (title) (place of detention)

the petitioner has examined Thomas A. Shay, a prisoner at said institution. A report on the
(prisoner's name)
mental condition of said prisoner is attached.

For the following reasons, I believe that said prisoner should be committed to M.C.I. Bridgewater
(hospital or facility)

for a period not to exceed thirty days for observation: In spite of his young age this inmate
has had multiple admissions to mental hospitals. He has attempted suicide
in the past and has announced his intentions of repeating the attempt. It
is apparent this young man is seriously depressed and a psychiatric examinat
is of paramount importance. Failure to com mit this man will lead to harm to
Therefore, I request the court to order such commitment. himself or others.

Date: May 25, 1989


(signature)

Paul H. Gates, M.D.
(print name)

Medical Director
(title)

Original to Clerk-Magistrate
Copy to prisoner and to Petitioner

BRIDGEWATER STATE HOSPITAL



Gerard F. Boyle
SUPERINTENDENT

The Commonwealth of Massachusetts
Department of Correction
Bridgewater State Hospital
Bridgewater, Mass 02826

(617) 697-6441

**BRIDGEWATER STATE HOSPITAL ORIENTATION BOOK
RELEASE FORM**

Thomas Stroy

[Signature]

have read and understand the Orientation

Package given to me on 5-31-89 by the Correction

Counselor.

[Signature]
Correction Counselor

BRIDGEWATER STATE HOSPITAL

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SHAY, Thomas

No. 50-30120

Name

No.

June 20, 1989

18A EVALUATION

Charles R. Forbes, M.D.

IDENTIFYING DATA: This is the first Bridgewater State Hospital admission for this seventeen year old, single, white male (DOB November 3, 1971) who was transferred to Bridgewater State Hospital on May 25, 1989 from the Dedham House of Correction under the provisions of Chapter 123, Section 18(a). Mr. Shay is awaiting trial on charges of Possession of a Stolen Motor Vehicle.

STRUCTURE OF THE EVALUATION: At the beginning of my first interview with Mr. Shay on June 8, 1989, I informed him that I was a psychiatrist about to interview him at the request of the court. I informed Mr. Shay that the content of our interviews would not be confidential and that a report would be submitted to the court. I informed him that he did not have to answer my questions and that he could terminate the interview at any time. Mr. Shay appeared to understand this and was able to rephrase my comments in his own words. Mr. Shay was interviewed on June 8, 9, 12, 13, and 19, 1989 for a total time of approximately three hours. As the patient is also currently under the custody of the Department of Social Services, I spoke with Mr. Ronald Payne, the patient's guardian at the Department of Social Services on June 15, in regards to the patient's history, recent functioning and current needs. I also discussed the patient's course of hospitalization at Bridgewater State Hospital with unit clinical staff.

CIRCUMSTANCES OF ADMISSION: Mr. Shay was accompanied by a note from John P. Hennessy, licensed psychologist stating that the presenting problem was "intent to commit suicide and major mental illness." Mr. Shay was described as "actively suicidal" and "acutely depressed." He was described also as "manifesting psychotic features." Furthermore, at that he had "stated to me and to Deputy Campbell that he would kill himself." Mr. Shay was also accompanied by a note from Paul H. Gates, M.D. stating that the patient "has had multiple admissions to mental hospitals. He has attempted suicide in the past and has announced his intentions of repeating the attempt."

PATIENT'S VERSION OF TRANSFER TO BRIDGEWATER STATE HOSPITAL: The patient reports that he had stated that he was acutely suicidal in order to be transferred from the Dedham House of Correction to a Department of Youth Services facility or to a "real hospital." He denied having been actively suicidal at the time of his examination at the Dedham House of Correction. He stated fears of being possibly mistreated by correctional officers and stated that he felt he would receive better treatment if he were transferred.

BRIDGEWATER STATE HOSPITAL

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Name

SHAY, Thomas

No.

50-30120

June 20, 1989

18A EVALUATION

Charles R. Forbes, M.D.

RELEVANT HISTORY: The patient is the son of Thomas Shay and Nancy Peters. He is the youngest of five siblings by both parents. He has been in custody of the Department of Social Services since the age of five. He has a history of being sexually abused as a child, beginning at about the age of nine. He has been previously hospitalized for psychiatric observation or treatment at the Fuller Memorial Hospital, Bournemouth Hospital and at Medfield State Hospital. He has a history of conduct disorder since about the age of 5 (five) manifesting itself in behavior disturbance, including fire setting and run-away behavior. More recently, he has been arrested several times and has been in Department of Youth Services facilities. His parents are divorced and he has little contact with either parent. He has a history of making suicidal statements or gestures.

PRESENT MEDICATIONS: The patient has been on no psychiatric medications since his admission to Bridgewater State Hospital.

MENTAL STATUS AS OF JUNE 19, 1989: Mr. Shay presents as a seventeen year old male, appearing his stated age. In interviews, he is generally pleasant, appropriate and cooperative. His thought processes are coherent and goal directed. Thought content shows no evidence of hallucinations, delusions or other evidence of psychosis. Mood and affect are appropriate to the situation, without evidence of major depression. He denies suicidal ideation or intent at this time. He is oriented to person, place, time and his current situation. There is no evidence of sleep or appetite disturbance. His own stated major concerns at this time are the following: 1. His current legal problem and the possibility of "doing time," 2. That neither parent will talk to him or visit, and 3. Gender identity issues, probably relating to history of being sexually abused.

DISCUSSION: At this time, Mr. Shay is showing no evidence of major mental illness. He presents, however, with characterological and gender identity issues of longstanding duration. At times, these may manifest in episodes of depression or of what appears to be manipulative behavior. His behavior may at times also appear to be provocative to others. This may make him vulnerable to ridicule or abuse by others. He has, however, experienced no major difficulties in this regard while at Bridgewater State Hospital. At this time, he is requesting to be returned to the Dedham House of Correction for adjudication of his charges. This was also discussed with Mr. Payne of DSS with his concurrence.

BRIDGEWATER STATE HOSPITAL

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Name

SHAY, Thomas

No.

50-30120

June 20, 1989

18A EVALUATION

Charles R. Forbes, M.D.

CONCLUSIONS AND RECOMMENDATIONS:

1. In my opinion, Mr. Shay, at this time, does not meet the criteria established in Chapter 123 for a major mental illness.
2. In my opinion, Mr. Shay can be returned to the Dedham House of Correction to await trial on the charges against him.
3. In my opinion, given Mr. Shay's history of psychiatric problems, he would benefit from being given access to the mental health team at the house of correction.

Charles R. Forbes, M.D.
Staff Psychiatrist

Wesley E. Profit

Wesley E. Profit, Ph.D.
Director of Forensic Services
Qualified Forensic Supervisor

CRF/jf



Gerard F. Boyle
SUPERINTENDENT

The Commonwealth of Massachusetts

Department of Correction

Bridgewater State Hospital

Bridgewater, MA 02324

(617) 697-6941

June 21, 1989

Dedham House of Correction
47 Village Avenue
Box 149
Dedham, MA 02026

Re: THOMAS SHAY BSH #50-30120

Dear Sir:

The above-named patient was admitted to Bridgewater State Hospital on May 25, 1989 under the provisions of Chapter 123, Section 18(a), ordered here by the District Court of Quincy from the Dedham House of Correction where he is currently awaiting trial for Possession of a Stolen Motor Vehicle.

We have completed our observation and evaluation and have arrived at the following opinions:

1. Mr. Shay does not suffer from a major mental illness.
2. Mr. Shay is capable of awaiting trial in a penal environment.
3. His return forthwith to the Dedham House of Correction is recommended.

The foregoing opinions are based on the enclosed clinical note of June 20, 1989.

Sincerely,

Charles R. Forbes, M.D.
Staff Psychiatrist

CRF/jf

Enc.

cc: District Court of Quincy

BRIDGEWATER STATE HOSPITAL

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Name

SHAY, Thomas

No. 50-30120

June 10, 1989 INCIDENT REPORT 8:20am Med Thomas Bielicki, CO
Noted by: Naomi Leavitt

On the above time and date patient Thomas Shay was seen by Dr. Patel. Patient Shay informed Dr. Patel that he was going home at 12:00pm. Patient was very upset and acted as if he did not know what was going on. Patient was placed in four point restraints per Dr. Patel for the safety of patient Shay and the Safety of medical unit.
No use of force.

/rdf

June 20, 1989 INCIDENT REPORT 6:45pm Med CO Bevenue
Noted by: Naomi Leavitt

On Tuesday, June 20, 1989 at 6:45pm, patient 30120 Shay, Thomas was observed to be in an agitated state after seeing Medical personel. I CO Bevenue directed Shay to vacate the medical examination room as the medical personel were completed with their exam. As I directed Shay to vacate the area and enter the tv room, Shay became aggressive and threatening towards staff stating "I don't have to listen to any of you." Repeated attempts to get Shay to comply with ward officer directives were fruitless. At this point it was determined that Shay was a danger to himself and others on Medical. He was at this point escorted to ITU by CO Medeiros and myself without incident, injury or use of force. Lt. Hittle was notified.

/rdf

DISCHARGE NOTE:

June 23, 1989

Patient was on the above date discharged from Bridgewater State Hospital to Dedham House of Correction.

DIAGNOSIS:

No major mental illness

TIME IN HOSPITAL:

29days

NOTIFIED:

Ron Payne (Legal Guardian)
One Fields Corner
Dorchester, MA 02119

/rdf

CASE RECORD FOLDER

1. INSTITUTION Bridgewater State Hospital		2. LAST NAME SHAY,	FIRST NAME Thomas	MIDDLE INITIAL	3. REGISTER NUMBER 50-30120
4. LEGAL STATUS AT ADMISSION Obs. 18A, Chapter 123.,		5. LOCATION FROM WHICH ADMITTED Dedham House of Correction		6. DATE ADMITTED May 25, 1989	
7A. ESTABLISHED LEGAL STATUS		8. RECENT ADDRESS Same		9. SEX Male	10. COLOR White
11. ALIEN REG. NO.	12. TIME AT USUAL ADDRESS	13. USUAL ADDRESS 26 Beluoir Road, Milton, MA		14. RELIGION Cath.	15. MARITAL ST. Single
16A. PORT OF ENTRY, IF FOREIGN BORN		17A. CITY OR TOWN OF BIRTH Brighton,	B. STATE OR COUNTRY OF BIRTH Massachusetts		18. BIRTH DATE 17 Yrs. November 3, 1971
19A. IF NATURALIZED, PLACE		20A. FATHER'S NAME Thomas, Sr.	B. FATHER'S BIRTH PLACE Chelsea, MA		21. U.S. MILITARY SERVICE None
22. EDUCATION 11th Grade		23A. MOTHER'S MAIDEN NAME Nancy Peters	B. MOTHER'S BIRTH PLACE Chicago, Illinois		24. SOCIAL SECURITY NO. 021-60-3766
25. USUAL OCCUPATION OF PATIENT Driver		26A. PERSON TO NOTIFY IN EMERGENCY Ron Payne		B. RELATIONSHIP Legal Guardian	
27. USUAL OCCUPATION OF FATHER (patient a minor)		C. ADDRESS 1 Fields Corner, Dorchester, MA 02119		D. TELEPHONE 1-800-792-5200 288-0300	
28. USUAL OCCUPATION OF MOTHER (patient a minor)		29A. PERSON TO NOTIFY IN EMERGENCY		B. RELATIONSHIP	
30. DIAGNOSTIC IMPRESSION AT ADMISSION None of record		C. ADDRESS		D. TELEPHONE	
		31A. PERSON TO NOTIFY IN EMERGENCY		B. RELATIONSHIP	
		C. ADDRESS		D. TELEPHONE	
32A. ESTABLISHED DIAGNOSIS, MENTAL DISORDER No major mental illness.			33. ESTABLISHED DIAGNOSIS, OTHER CONDITIONS		
B. QUALIFYING PHRASE					
34. HISTORY OF TIME ON BOOKS OF INSTITUTIONS CARING FOR MENTAL DISORDER A. NAME OF INSTITUTION			B. LOCATION	C. MONTH	D. YEAR TO E. MONTH F. YEAR
35. HISTORY OF OTHER HOSPITALIZATION A. NAME OF HOSPITAL			B. LOCATION	C. YEAR	D. REASON

SHAY, Thomas A. BSH#50-30120

Bail Mitt 89CR3247, Dist. Ct. Quincy,
5/23/89, for Poss. Stolen M/V

Awaiting trial