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The Honorable MARSHA J. PECHMAN

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

CASSIE CORDELL TRUEBLOOD, next friend
of A.B., an incapacitated person, et al.,

NO. 2:14-cv-01178-MJP

Plaintiffs,

DECLARATION OF
CARLA REYES

v.

THE WASHINGTON STATE DEPARTMENT
OF SOCIAL AND HEALTH SERVICES, et al.,

Defendants.

I, Carla Reyes, am over the age of 18 years of age, competent to testify to the matters below, and declare based upon personal knowledge:

1. I am assistant secretary for the Behavioral Health Administration (BHA) of the Department of Social and Health Services (DSHS). I am an authorized representative of the Department of Social and Health Services.

2. As assistant secretary, I am responsible for the delivery of prevention, intervention, inpatient treatment, outpatient treatment and recovery support to people with mental health and substance use disorder needs. I am responsible for the operation of the three state hospitals, which includes oversight of hospital policies, procedures and practices to ensure they are aligned with DSHS policies and applicable state and federal laws pertaining to

1 health care facilities. I am also accountable for managing operational issues that cross the
2 divisions within my Administration, strategic planning, performance management, quality
3 assurance, and risk management. I joined the Department of Social and Health Services in
4 1997, and prior to joining BHA, I served as the Director of Planning and Performance.

5 3. Contrary to Plaintiffs' assertion in their motion to extend the temporary
6 Restraining Order, Defendants have complied with this Court's order of April 12, 2016. The
7 steps that DSHS has taken are described in paragraphs 4-9, below.

8 4. On April 8, 2016, immediately after learning of the Court's oral ruling on the
9 Motion for Temporary Restraining Order, I called Richard Weaver, Chief Executive Officer at
10 Central Washington Comprehensive Mental Health (Comprehensive) the program responsible
11 for the care and treatment of residents at the Yakima County Competency Restoration Program
12 (YCCRP). I directed that neither the second tier nor the seclusion and restraint room be used,
13 and that the stairwell be blocked, effective immediately.

14 5. I arranged a conference call the following business day, Monday, April 11,
15 2016, at 2:30 p.m., between Comprehensive Staff, DSHS staff, and Dr. Danna Mauch to
16 discuss Dr. Mauch's concerns with the stairwell, the seclusion and restraint room, and the
17 seclusion and restraint policy so that work could begin on making the required fixes.

18 6. Following the conference call, work continued to incorporate the required
19 changes and to obtain bids from the contractor to alter the stairwell. In the interim, a barricade
20 has been erected, consistent with this Court's Order of April 12, 2016. Attached as Exhibit A
21 is a true and accurate copy of a photograph of the barricade on the stairwell blocking access to
22 the second tier.

23 7. Assistant Attorney General Amber Leaders sent an email updating Dr. Mauch
24 on April 14, 2016 to notify her that the metal grating in the door of the seclusion and restraint
25 room was removed on April 12, 2016, and the updated seclusion and restraint policy and
26 Comprehensive Training Plan were provided for her review and consideration. I was copied

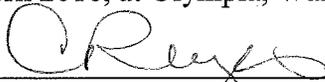
1 on that email, a true and accurate copy of which is attached as Exhibit B. Attached to the email
2 was a photograph of the space where the grating had been removed from the door of the
3 seclusion and restraint room, a true and accurate copy of which is attached as Exhibit C. Also
4 attached were the revised Seclusion and Restraint Policy and a list of staff training that
5 includes training regarding seclusion and restraint. True and accurate copies of both of these
6 are attached as Exhibits D and E.

7 8. We received bids for the remediation of the stairwell, and I approved the
8 expenditures on April 21, 2016. The work is estimated to take 4-5 weeks to complete after
9 construction begins.

10 9. On Friday, April 22, 2016, Dr. Mauch sent us Dr. Debra Pinal's Report on her
11 last visit to the Yakima facility and her review of the Seclusion and Restraint Policy. Our staff
12 is currently reviewing this feedback.

13 I declare under penalty of perjury under the laws of the United States and the State of
14 Washington that the foregoing is true and correct to the best of my knowledge.

15 Signed this 25th day of April 2016, at Olympia, Washington.

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17 _____
18 CARLA REYES
19 Assistant Secretary
20 Behavioral Health Administration
21 Department of Social and Health Services
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CERTIFICATE OF SERVICE

Beverly Cox, states and declares as follows:

I am a citizen of the United States of America and over the age of 18 years and I am competent to testify to the matters set forth herein. I hereby certify that on this 25 day of April 2016, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

David Carlson: davidc@dr-wa.org

Emily Cooper: emilyc@dr-wa.org

Sarah A. Dunne: dunne@aclu-wa.org

Margaret Chen: mchen@aclu-wa.org

Anita Khandelwal: anitak@defender.org

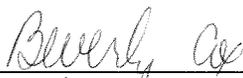
Christopher Carney: Christopher.Carney@CGILaw.com

Sean Gillespie: Sean.Gillespie@CGILaw.com

Lisa M Daugaard: lisa.daugaard@defender.org, lisadaugaard@yahoo.com

I certify under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Dated this 25 day of April 2016, at Olympia, Washington.



Beverly Cox
Legal Assistant

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