

Memorandum




AEP:MHN:DD:RCB:CC:JP:JY:CA:drb
DJ 168-79-27,29,30

Subject Virginia facilities	Date 2-5-95
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To Deval L. Patrick Assistant Attorney General Civil Rights Division	From Arthur E. Peabody, Jr. Chief Special Litigation Section
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Pursuant to our discussions after our meeting with Virginia Deputy Attorney General Hurd and his staff on January 31, 1995, I am attaching two letters for your signature to be sent to Governor Allen which apprise him of our recent findings and of federal statutory violations at the Northern Virginia Training Center ("NVTC"), a facility for the developmentally disabled, in Fairfax, Virginia, and at the Eastern State Hospital and the Hancock Geriatric Center ("ESH"), a psychiatric hospital with a self-contained nursing home, in Williamsburg, Virginia.

We recommend that the attached amended notice letters be sent to Governor Allen immediately. The letters amend our earlier notice letters to provide the additional notice of federal statutory violations. The letters also incorporate our most recent correspondence to the Virginia Attorney General regarding continuing violations of the rights of patients and residents. As discussed, if suit is necessary we wish to add these claims to the case, and by sending these letters the statutorily required 49 day waiting period will begin to run as soon as possible.

Attachments: 
Approved: _____
Disapproved: _____
Comments:

cc: Jackson

CRIPA Investigation



MH-VA-001-004