



U.S. Department of Justice

Federal Bureau of Prisons

Metropolitan Correctional Center

71 W. Van Buren Street

Chicago, IL 60605

January 26, 2005

The Honorable Judge Robert Holmes Bell
United States Chief Judge
Western District of Michigan
Southern Division
416 Federal Building,
110 Michigan St. N.W.
Grand Rapids, MI. 49503

RE: MARCUSSE, Janet
Docket No.: 1:04:CR:165
Reg. No.: 17128-045

Dear Chief Judge Bell:

This is in response to your court order dated November 30, 2004, which committed Ms. Marcusse to an examination and evaluation pursuant to Title 18, United States Code, Section 4241. Ms. Marcusse was designated to the Metropolitan Correctional Center (MCC) Chicago, Illinois, on December 2, 2004, and she arrived at the institution on December 15, 2004.

Since her arrival, Ms. Marcusse has been interviewed once, on January 5, 2005. During that interview she refused to participate in the evaluation process. She was asked to consider her decision, and an attempt to interview her on January 14, 2005, resulted in her refusal to come to the interview.

Ms. Marcusse provided the evaluator several copies of documents she has prepared for the courts. These appeared well developed and coherent, although the relevance to her case, and the propriety of the documents, are not known by the psychologist attempting to perform the evaluation.

The refusal of Ms. Marcusse prevents the evaluator from conducting the ordered evaluation. Thus, no opinion can be offered, in compliance with statute governing the evaluation. Consequently, Ms. Marcusse is being returned to your district, for your action.

If you should have any questions, please contact me at (312) 322-0567, Ext. 500.

Sincerely,

Silas M. Irvin
Warden