

## RE-IMPRISONED FOR TREATMENT NEVER RECEIVED

Parolees are sent back to prison for various treatment never received, shattering families and costing taxpayers millions.

Ron Schroeder (currently at Jackson Corr. Inst.) was imprisoned from 2008-2013 for "sexually assaulting" his then adult, live-in girlfriend in their shared bed. Specifically, he touched her intimate body parts to wake her after which they were intimate. (Ron is currently challenging the statute as unconstitutional as applied to mutually consenting, adult intimate partners.) While in prison, the psychologist supervisor noted in Ron's file that Ron had "not been clinically diagnosed with a sexual related disorder." Consequently, the prison declined to put Ron in the sex offender treatment program. (Also, prison policy states that persons may not take the sex offender or other treatment programs while appealing their convictions.)

Ron was released in Oct. 2013 but was swiftly revoked for writing his children (per his family court order and his agent's directive) and going to a job fair and social service agency for food.

In 2014 Administrative Law Judge (ALJ) Andrew Riedmaier sent Ron back to prison for these two "violations" stating Ron's sex offender "correctional treatment needs should now occur in confinement." On appeal, Ron argued the prison wouldn't provide him treatment while his criminal conviction appeal was pending. Ignoring Ron's prison treatment claim, Div. of Hearings and Appeals Administrator Brian Hayes sustained ALJ Riedmaier's decision, summarily agreeing that 3½ years reimprisonment was wholly appropriate.

Once back in prison, Ron told staff he was reimprisoned specifically to take the sex offender program. They declined to offer Ron the program, citing his pending criminal appeal. Ron then informed his probation agent of this and requested a new reconfinement recommendation. In a July 11, 2016 letter, DOC Region 7 Chief Sally Tess refused without providing any explanation. In other words, the DOC sent Ron back to prison for the sex offender program, and when the prison declined to put him in it, the DOC refused to change their recommendation.

"It makes absolutely no sense whatsoever," says Ron. "It suggests that while the DOC says they're sending us back to prison for treatment, treatment has nothing to do with sending us back to prison. The 'public panic' of releasing untreated sex offenders back into the community is panic they themselves create. And if not for the prison psychologist supervisor's declaration that I've not been clinically diagnosed with a sexual related disorder, I'd be in even more of a pickle."

This circular reasoning emboldens ALJs to send fathers, sons, brothers, uncles and friends back to prison over and over "to take correctional treatment in a confined setting." This practice needs to be stopped.

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