

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
MACON DIVISION**

ASHLEY DIAMOND,

Plaintiff,

v.

TIMOTHY WARD, *et al.*,

Defendants.

No. 5:20-cv-00453-MTT

**PLAINTIFF’S DEPOSITION DESIGNATIONS
FOR THE MAY 11, 2021 DEPOSITION OF DR. DANIEL F. FASS**

Citation Start	Citation End	Subject Matter
14:21	15:4	Educational background and qualifications
15:18	15:22	Current employment and GDC assignments
17:11	17:18	Current employment and GDC assignments
18:1	18:4	Identity of supervisor
18:7	18:14	Knowledge of and relationship to Plaintiff
18:15	18:18	Plaintiff’s diagnoses
19:17	20:3	Opinion regarding sexual assaults at GDC having caused Plaintiff’s PTSD
20:4	20:6	Knowledge regarding the absence of sexual offenses committed by Ms. Diamond
20:15	21:6	Fass Exhibit 1: GDC SOP 507.04.68 (“Management and Treatment of Offenders Diagnosed with Gender Dysphoria”)
21:7	22:8	Identification of Defendants Lewis and Jackson as having final decision-making authority over gender dysphoria care
22:24	23:1	Observations and opinions regarding safety and medical concerns arising from decision to place Plaintiff in male facility and “treat [her] like a male inmate”;
23:2	23:19	Observations and opinions regarding safety; communication of Plaintiff’s need for “female clothing.”
23:22	24:5	Observations and opinions regarding risk of sexual assault arising from decision to place Plaintiff in male facility and impact on Plaintiff’s need for “female clothing and other feminine gender items”
24:11	24:14	Lack of safety concerns regarding “same sort of victimization” at a female facility
24:24	25:7	Knowledge of GDC’s policy and practice regarding housing transgender women in women’s facilities

Citation Start	Citation End	Subject Matter
27:13	27:15	Plaintiff's past and current suicidality
27:20	27:24	Plaintiff's mental health care needs and treatment
28:15	29:8	Plaintiff's mental health care needs and treatment, including that ongoing and current "state of acute distress" for so long
29:10	29:23	Opinion regarding causation of Plaintiff's acute distress including connection to her housing placement
31:3	32:6	Decision to increase Plaintiff's Mental Health (MH) classification from MH II to MH III and knowledge regarding GDC's refusal to implement
32:23	33:19	Plaintiff's mental health care needs and suicidal ideations; need for crisis stabilizations; frequent victimization and safety fears; MH III recommendation and connection to facility placements
34:9	35:13	Mental health treatment needs for gender dysphoria, including housing in "the safest possible environment"
36:3	36:6	Recollection of safety transfer recommendation following PREA reports
36:12	36:18	Recollection of safety transfer recommendation following PREA reports
37:15	37:25	Plaintiff's mental health symptoms since arrival at Coastal
38:3	38:6	Plaintiff's suicidality
39:16	39:20	Plaintiff's suicidality
40:7	40:20	Knowledge of "degrading procedure" involved in placement in ACU and impact on Plaintiff as a transgender inmate
41:17	42:9	Suicide prevention protocol and impact on transgender prisoners
47:8	47:24	Knowledge of Plaintiff's self-harm and auto-castration attempts; explanation that "she's cutting off the circulation to her genitals" and connection to gender dysphoria
48:14	49:3	Defendant Benton's negative response to allowing Plaintiff access to female grooming items
49:21	50:2	Opinion that "being able to access things like facial hair removal treatments and feminine items improve a transgender women's gender dysphoria"
51:10	52:17	Fass Exhibit 2: October 26, 2020 Email from Dr. Fass to Ms. Fletcher regarding Plaintiff reporting her door not locking
52:18	53:15	Knowledge of Plaintiff's concerns about her door not locking and reporting same on October 26, 2020; opinion regarding accusation that Plaintiff obstructed her own door from locking
53:18	54:15	Knowledge of Plaintiff's sexual assaults, opinion that they are possible underreported; opinion on Plaintiff's credibility and sincerity
54:16	55:7	Basis for recommending gender-appropriate items as treatment for gender dysphoria
56:15	56:19	Opinion regarding Plaintiff's risk of sexual victimization in women's facilities
56:24	57:2	Observation and opinion regarding whether sexual victimization contributes to and exacerbates Plaintiff's PTSD.
57:21	58:5	Identification of Dr. Roth, explanation of Dr. Roth's relationship to Plaintiff and of deponent's increased frequency of interactions

Citation Start	Citation End	Subject Matter
60:16	60:21	Opinion regarding whether transgender prisoner's opinion on facility placement is important consideration
61:18	62:4	Fass Exhibit 4: June 15, 2020 Offender Grievance Form seeking transfer to female facility for safety reasons
62:16	62:23	Knowledge regarding Plaintiff's requests for female facility placement and GDC response; knowledge of GDC practice/policy of not honoring transgender inmates' requests for transfers
66:25	67:21	Explanation of inmate population in N building and basis for housing sex offenders within
75:4	75:14	Recollection of discussions with Defendant Benton regarding recommendation that Plaintiff receive gender-appropriate items as treatment for gender dysphoria
77:19	77:23	Recollection of discussions with Plaintiff about her inability to urinate due to self-harm and auto-castration attempts
83:21	83:25	Safety transfer requests for Plaintiff
84:15	85:15	Knowledge regarding location of Plaintiff's sexual assaults, mental health crises, and suicidal ideation; opinion regarding whether "sexual harassment, sexual assaults would likely be more frequent in a different building" at Coastal

Respectfully submitted,

Dated: June 4, 2021

/s/ A. Chinyere Ezie

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CERTIFICATE OF SERVICE

I hereby certify that, on June 4, 2021, the foregoing document and all attachments were served on all counsel of record through the Court's CM/ECF system.

/s/ A. Chinyere Ezie
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