




sufferingextremely

Member

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What country are you in? The civil commitment process is a very serious matter and there are limits to what they can do under the law. I'm only familiar with the laws in the U.S., but I do know they are sort of similar elsewhere.

If you try to ctb on such a short notice, things are likely going to be a disaster. You will end up in a hospital again and god knows when they will let you out. I'm not giving directions to do or not do anything by the way, just information.

When the police do a wellness check, they are not coming to take you to a hospital. They will be concerned with your mental status to a limited extent. They typically want to make sure that you have the mental capacity to take care of yourself (eat, bathe, etc). They will look at your overall appearance and see if you look well nourished, and they might make a note as to if you are well groomed, etc. They will obviously want to know if you have an intent to hurt yourself or anyone else. It is fairly easy to get by a wellness check.

If someone files papers on you to have you forcibly hospitalized, they don't do a wellness check, they come after you with a set of handcuffs. It is a similar process to being arrested. The main difference being that you have committed no crime.

Someone will appear before a judge or your therapist/doctor/whoever will try to file a clinician initiated process. The clinician will have less hurdles than an ordinary individual. The judge is likely to be a judicial magistrate if you live in the U.S. If the judge agrees that you meet the criteria, the judge will issue an order to have you taken into custody. That order is what gives the police the legal right to enter your residence against your consent, to handcuff you against your consent, to put you in their car against your consent, and to take you to the hospital against your consent. If the judge has not issued an order then they are not allowed to do any of this.

You seem to be panicking and being very reactive and this leads to very poor outcomes. If I were you, I'd let the police do the wellness check. I'd make it clear to them that I have no desire to harm myself or others. If somehow it turns out that they do try to hospitalize you (the odds are against this), I would act as calm and cooperative as possible. I would go without a fuss. You want to appear mentally well and in control of yourself. They can only keep you for so long before you are in front of a judge. If you've got it together, the judge will rule in your favor and you go home. It is fairly likely that the hospital will send you home before you get to the point where it is time to see the judge. Where I live, they've got only a matter of days that they can keep you.

This therapist sounds like not too much fun, but if he wants to see you 3 more times, I'd play along with that, just to get him out of your hair. One of the ways that a therapist can justify having you hospitalized is that you do not cooperate with the outpatient treatment that was recommended by the last hospital that you were forcibly admitted to. I'd ride out 3 visits if that's what it takes to get rid of that excuse.

The fact that you were excited about therapy is a sign that you would probably benefit from it. If your current therapist is not right for you, you can get another one.

If you need further information about this, just ask. It would be very helpful to know what country you are in. In the U.S. each state has their own laws, but the laws are very similar. I would be happy to look up the laws for your country. It is probably a good idea for you to look them up yourself. This civil commitment process is rife with abuse and people's rights get plowed all over routinely. I'm unfortunately a veteran of this shit. Believe me, I know real well what you're going through with this.

It would really be helpful to know what country you are in. If you're in the U.S. it would also be helpful to know what state you are in, but that's too much to disclose.

I just read this again. Your therapist is quite possibly breaking the law. If you lived in the U.S. exactly where I live, for sure he would be. It partly depends on the extent to which you have been forced into therapy with this therapist. If he can pull the "not cooperating with assigned outpatient treatment" card, then he's got you. Even there, he is not unlimited in what he can do. Forcing you to tell someone that you had homicidal ideation about him/her is total bullshit. They can't threaten you with forced hospitalization over that. That is an abuse of the legal process.

One factor that you have to keep in mind is that the people involved in this usually don't even know the law that well. They do as they please because they are dealing with mentally ill people who 1) don't know their rights, 2) can't afford a lawyer to enforce their rights, and 3) have limited credibility in a courtroom. There is no incentive for them to know the law because in practice the law doesn't exist.

I've had hospitals blatantly violate my rights and then describe the actions that violated my rights in my medical records. They are so ignorant of the law that they document their own crimes in writing and sign what they just wrote.

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imbroken, MellowAvenue, Cathy Ames and 1 other person



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