

To:

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From:

Ms Loh Shen Lune
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and the undersigned persons

Friday 14th June 2024 – by email

URGENT ATTENTION

Dear Sirs,

Plea for Prosecutorial Compassion

01. I, Ms Loh Shen Lune, together with the undersigned persons, am writing to you with reference to the criminal case **SC-903591-2020** (*Public Prosecutor v. Vickreman Harvey Chettiar*), for which my close friend Ms Vickreman Harvey Chettiar (“Harvey”) is the Accused. We wish to bring these following matters to your attention and we ask that you consider the contents of this letter to inform you in coming to a decision to exercise prosecutorial compassion towards the Accused in this case, Harvey.
02. The following paragraphs shall first traverse the circumstances which resulted in the revocation of Harvey’s bail on 22 March 2024 and her consequent arrest by the Police on 5 April 2024, after which she was remanded to Changi Prison Complex’s Institution B1 from 6 April 2024 onwards. At this time of writing, she remains incarcerated there on pre-trial remand pending bail being offered to her, and as of 14 June 2024 she has been incarcerated for exactly **seventy days**, or **ten weeks**, in a male Prison.
03. Harvey currently faces **twelve charges** before the State Courts. She was arraigned in the State Courts for her **1st Charge** on 15 June 2020, followed by her **2nd and 3rd Charges** on 29 November 2021, then followed by her **4th Charge** on 5 May 2023, and then for her **5th to 12th Charges** on 23 May 2024. As an Accused person, she has the right to mount her defence to each of her charges, and this requires that she is not subject to conditions that make it much harder for her to instruct her counsel effectively.

Section A: Incarceration Due To Medical Bureaucracy

18 March 2024’s Bail Revocation Hearing

04. I understand that you had filed an Application for Revocation of Bail on 11 March 2024, for which Harvey had duly attended the first Bail Revocation Hearing on 18 March 2024 accompanied by both her bailor Ms Carissa Cheow Hui Ying (“Carissa”) and myself at State Court 29B. During the hearing, Harvey had experienced involuntary traumatic flashbacks while she was seated in the dock as required of her as an Accused person. These flashbacks caused her to re-experience vividly what she had previously experienced in the basement of the State Courts Tower when she was previously taken into custody on 5 May 2023 after being arraigned for her **4th Charge** in State Court 4A, where her bail was revoked and she was remanded to the Institute of Mental Health (IMH) from 5 to 12 May 2023.
05. She had consequently become traumatized upon stepping into the dock again due to the terror she had previously experienced while in the dock on 5 May 2023 upon being informed that her bail would be revoked and that she would be remanded to IMH – where she had been raped and repeatedly molested before while remanded from 21 February 2014 to 4 March 2014 – at that time with no certainty as to when or even whether she would be released again on bail as she was only informed of her release on bail on the morning of 12 May 2023 itself.

06. Beyond having been previously raped and repeatedly molested by another inmate during her IMH remand from 21 February 2014 to 4 March 2014, Harvey had additionally experienced intense terror when she was in the dock on 5 May 2023 and was informed by the Court while in the dock that she would be remanded to IMH again. She had experienced numerous such strip-searches by male officers before during previous instances in 2008, 2013, and 2014 where she had been remanded by the Court, and has a forensic certificate documenting this from Dr Tsoi Wing Foo dated 12 June 2020.
07. She is consequently deeply terrified and traumatized by having to re-experience these strip-searches again should she come to be remanded either to IMH, to Police custody, or to Prison which would procedurally expose her to having to be strip-searched by any male staff before and during her time in remand. It is this which she was deeply terrified by upon entering the dock again on 18 March 2024 at her Bail Revocation Hearing, because she would be involuntarily reminded of her time in the dock on 5 May 2023 where she had experienced this terror again of potentially having to be strip-searched by male staff repeatedly should the application to remand her be granted by the Court.
08. Harvey had thereafter experienced further serious sexual trauma during the time she was taken into custody on 5 May 2023 after her arraignment and subsequently brought to the basement of the State Courts Tower as part of “intake processing” procedures, which she had painfully recounted to her closest friends in the second half of May 2023 just after her release on bail on 12 May 2023. She had previously, in the weeks after May 2023, attempted to block out these deeply-traumatic memories of sexual abuse associated with the premises of the State Courts Tower where it had happened, but had unfortunately found out that they had resurfaced again in graphic detail consequent to her attending Court and sitting in the dock on 18 March 2024 during the Criminal Mention in State Court 29B.
09. She had therefore not anticipated that these memories would resurface prior to her attending Court on 18 March 2024 for her Bail Revocation Hearing, as this was the first time she had to re-enter the dock in any courtroom since 5 May 2023 and 12 May 2023. She had consequently experienced a significant intensification in her panic attacks after having attended Court on 18 March 2024. Prior to this, she had experienced milder anxiety symptoms of a shorter duration and less intense nature because the fuller extent of her traumatic memories had been in large part blocked out.
10. As such, even though she did already experience traumatic symptoms associated with having to be reminded of what had happened to her on 5 May 2023 each time she had to enter the State Courts Tower or contemplate having to attend proceedings at the State Courts Tower, they did not result in the length and intensity of the panic attacks she would repeatedly experience after 18 March 2024. This material change in circumstances starting from 18 March 2024 has a direct causal link to the reason she was unable to arrive at the Court on time on 22 March 2024 to attend her next Bail Revocation Hearing, which in turn has led to the Court revoking her bail and issuing a Warrant of Arrest against her. **We humbly ask that you take this into consideration.**

22 March 2024's Bail Revocation Hearing

11. Harvey's flashbacks of what she had experienced in the basement of the State Courts Tower after she was arraigned on 5 May 2023 had started greatly intensifying on the evening of 21 March 2024 in anticipation of sitting in the dock at the Bail Revocation Hearing the next morning on 22 March 2024, subsequent to having resurfaced on 18 March 2024 during the time she was seated in the dock of State Court 29B for the hearing that afternoon. This had caused her to experience difficulty sleeping and hence getting sufficient rest in preparation for the next Bail Revocation Hearing the next morning at State Court 29B. As a result, she had experienced an elevated level of anxiety symptoms throughout the night while awake and this had culminated in a prolonged panic attack at 9am when she was about to depart from home to proceed to the State Courts to attend her upcoming Bail Revocation Hearing. This panic attack would be the first wave amongst multiple recurring waves of prolonged panic attacks on 22 March 2024, and had only begun to subside at around 10.45am.

12. As Harvey's bailor and main caregiver, Carissa would likewise naturally be affected by any sharp decline in her well-being, and was also consequently intermittently unwell during this time from the increased stress of having to look after Harvey having a sudden prolonged panic attack. I had thus arrived around this time to accompany both Harvey and Carissa. After this first wave of panic attacks had subsided at around 10.45am, Harvey had duly proceeded to inform her Defence Counsel of her estimated time of arrival, and had booked a private-hire vehicle in order to travel down to the State Courts Tower to attend the Bail Revocation Hearing. The three of us had thus proceeded together on a private-hire vehicle to the State Courts Tower after managing to secure a ride at or around 11am.
13. Despite Harvey having informed her Defence Counsel of her estimated time of arrival and having duly made her way to the State Courts Tower once her first wave of panic attacks had subsided, with the understanding that her Defence Counsel would convey the said estimated time of arrival to the Court, the Court had nevertheless directed that her bail be revoked and that a Warrant of Arrest be issued against her due to her apparent absence in State Court 29B during the time of the Bail Revocation Hearing being in session, as she was still *en route* to the State Courts Tower and would need time to travel there as informed. Upon us alighting near the State Courts Tower at a neighbouring building to use the washrooms first, we had contacted Harvey's Defence Counsel who had informed that it would be in her best interests to voluntarily surrender to the Court, and consequently she had intended to proceed to the State Courts Tower so as to voluntarily surrender herself at State Court 29B.
14. While we were preparing to make our way to the State Courts Tower, Harvey had again involuntarily recalled flashbacks of what had happened to her the last time she was taken into custody after her arraignment on 5 May 2023 and brought to the basement of the State Courts Tower for "intake processing", and had consequently become extremely anxious and traumatized after thinking about what would happen to her again while in custody at the hands of male security officers. She had thus suffered a second wave of panic attacks starting from around 12.20pm, causing her to collapse on the floor, slumped against a wall and unable to get up thereafter.
15. During the two-and-a-half hours between 12.20pm and 2.50pm, Carissa and I had both been attending to Harvey to provide her support and company, so that once she had recovered sufficiently, she would thereafter be able to proceed with us accompanying her to the State Courts Tower to voluntarily surrender herself. However, by around 2.50pm it had become clear that Harvey practically would not be able to proceed to the State Courts Tower to voluntarily surrender herself and was unable to move from that spot either, and hence an ambulance was called and she was taken by ambulance to the Singapore General Hospital (SGH)'s Accident & Emergency (A&E) Department where the ambulance conveying her had arrived at 3.33pm on the afternoon of 22 March 2024 for her to be attended to.
16. While Harvey was being attended to in the SGH A&E Department, she had suffered further waves of panic attacks rendering her unable to articulate much other than to repeatedly inform the doctors attending to her, while trapped in a state of recurring terror, that she was not trying to run away or abscond and that she was in fact trying to make her way to the Court after a panic attack which itself was caused by what she had experienced before in the State Courts Tower basement, but was late, and that the Court had decided to revoke her bail for being late for her Court hearing due to traumatic flashbacks from after her 5 May 2023 arraignment. She had also been trapped in a state of recurring terror over the imminent inevitability that she would be once again subject to the same brutal and deeply traumatizing treatment which she had suffered during her time in the State Courts Tower basement after she was taken into custody by male security officers on 5 May 2023, both if she either voluntarily surrenders herself in order that she remains eligible to be offered bail again and is hence taken into custody at the hands of male security officers, or if the Warrant of Arrest is executed against her successfully before she can voluntarily surrender herself to the Court. She had consequently been hyperventilating for hours continuously while expressing these intense fears to doctors attending to her in the SGH A&E Department through the afternoon and evening of 22 March 2024, **and these fears arise from her bail being revoked and the Warrant of Arrest being issued by the Court against her due to her being late from a panic attack and by no fault of her own.**

17. Carissa can confirm having witnessed all of this firsthand as she had accompanied Harvey to SGH in the ambulance (QX2197A) and had remained by her side in SGH throughout from the point of arrival up until 9.58pm when she was asked to wait outside. After evaluations by multiple doctors throughout the afternoon and evening of 22 March 2024, Harvey was duly admitted to SGH at 8.39pm and was held in the A&E Department's Critical Care Holding Area overnight until a bed became available on 23 March 2024 at 6.56am. She was subsequently warded from 23 March 2024 to 26 March 2024.

Admission to SGH from 22 to 26 March 2024

18. Harvey's sense of safety had notably been substantially better during the time she was warded in SGH precisely because she was in a single ward without having to sleep in the presence of men, which is in stark contrast with her significantly more stressful and triggering experience of being warded against her will in a male ward in National University Hospital (NUH) from 5 to 7 March 2024 and hence having to sleep in the presence of men. **This is in spite of the fact that she was experiencing greater symptoms of anxiety after 22 March 2024.** This contrast in context must necessarily be factored in when looking at her actions on 7 March 2024 when she had decided to leave NUH without being discharged, and had subsequently pushed a male nurse in her exercise of self-defence.
19. It would be out of context to generalize and extrapolate from this to erroneously suggest that Harvey had exhibited any tendencies to escalate towards using force against healthcare workers. She had in fact done no such thing at all throughout her duration of admission in SGH, even though she had suffered multiple panic attacks during this period. This is because her agitated reaction only arises specifically after being placed in a male environment against her will, which is itself a traumatic trigger for her, and hence being warded in SGH was not triggering for gendered reasons in the way that being warded at NUH was triggering for her.
20. Harvey was issued a memo on 23 March 2024 at 10.18am to inform that she had been unwell since 9am on 22 March 2024 and had been admitted to SGH for further investigation and treatment, and hence certifying that she was unfit to attend Court at that juncture. The memo states that a formal medical certificate would be issued upon discharge. She was also informed between 9am and 9.20am by a doctor covering for the weekend on 23 March 2024 that she may be warded until at least Tuesday as a psychiatrist would only be available to attend to her on Monday at the earliest, and that **it would also be helpful for her to get a formal psychiatric assessment which can be done at SGH and would give the Accused additional evidence of her recurring anxiety and traumatic symptoms**, and the doctor had hence indicated that the ward team would refer her to SGH's psychiatrists and ask them to see her on Monday. She had therefore been anticipating that she would be duly attended to and evaluated by a psychiatrist from SGH on 25 March 2024 as it had been conveyed to her on 23 March 2024 that such arrangements would be made for her to get a formal psychiatric assessment which can be done at SGH after she had been duly attended to and evaluated by a psychiatrist from SGH who would be available on 25 March 2024 at the earliest.
21. However, she was instead approached on 25 March 2024 by three separate doctors and one medical social worker around 12.30pm, around 1.10pm, around 4pm, and around 5.45pm respectively and was asked to repeat her experiences to them afresh each successive time so that they can "hear it for themselves" even though these experiences which she had already previously recounted to doctors on both 22 and 23 March 2024 were already noted down in the doctors' notes, and even though these experiences were also highly re-triggering and re-traumatizing for her to have to repeatedly recount and re-live each time she is asked to narrate it afresh by staff. On more than one instance, some (though not all) of the staff who had spoken to her on 25 March 2024 had brought up that they were looking at discharging her from SGH, which came across to her as being dismissive as she had not even been duly attended to and properly evaluated by a psychiatrist from SGH on 25 March 2024 yet as part of any such formal psychiatric assessment which she had been informed can be done at SGH itself and that the necessary arrangements would be made for her to receive a formal psychiatric assessment during her period of in-patient admission to SGH before she was ready to be discharged.

22. These repeated mentions of discharge had hence caused Harvey to experience recurring panic attacks that lasted a few hours each time throughout 25 March 2024. She was seen by her attending doctor for the very first time throughout her duration of admission at SGH from around 10.20am to 11.50am on 26 March 2024, during which her attending doctor had abruptly repeated to her that they intended to discharge her and had made no mention at all of the formal psychiatric assessment which she had been informed on 23 March 2024 can be done at SGH itself, nor of any arrangements which she had been informed would be made for her to duly receive a formal psychiatric assessment during her period of in-patient admission to SGH before she was ready to be discharged. She had understandably felt a sense of helplessness at being unable to convey her needs adequately to her attending doctor after she had received for the fifth consecutive time what she had felt to be either unresponsive or dismissive responses towards her request for a formal psychiatric assessment which she herself was informed can be done at SGH itself and would be arranged for her on Monday or afterwards during the time she was warded at SGH, and was instead told again that her attending doctor intended to discharge her without any such comprehensive formal psychiatric assessment being done at SGH itself.
23. Harvey had consequently asked Carissa if she knew what the highest floor of the building was, as an expression of Harvey feeling helpless in her interactions with her attending doctor insisting on discharge without having arranged for the formal psychiatric assessment she was informed she would receive in SGH itself. Carissa had replied in the negative. Both Harvey and Carissa had mutually understood and recognized Harvey's question to only be a half-joking allusion and not an actual expression of suicidal intent, because Harvey has vertigo causing her to experience symptoms of physical discomfort when looking down from high floors, which makes it in practice unrealistic for her to actually contemplate suicide through falling from height. However, Harvey's attending doctor had instead interpreted her question to be an expression of suicidal intent and had therefore taken this to be *prima facie* indication that she was likely to be a danger to herself. Harvey's attending doctor had hence invoked § 9 of the Mental Health (Care and Treatment) Act ("MHCTA") to transfer her to IMH with immediate effect, and had then informed her at 12.12pm that she did not have the option to refuse to be brought to IMH, or the attending doctor would have to call the hospital security or Police to ensure her compliance in being brought to IMH via ambulance arranged by SGH.
24. Harvey was thus transferred to IMH at around 1pm against her will after her attending doctor had invoked MHCTA § 9, despite Harvey and Carissa having both informed the attending doctor that Harvey has suffered past sexual trauma in IMH from having been raped and molested repeatedly while she was there in 2014 and that it would be inadvisable and even counterproductive to her care, treatment, and recovery for her to be brought to IMH. Harvey's attending doctor had also informed Harvey and Carissa that the necessary documents such as the memo, the formal medical certificate, and the patient's discharge summary would be issued and that Harvey would receive all of these documents from IMH directly at the point of her discharge from IMH after she has been evaluated at IMH to be fit for discharge. After Harvey was brought to IMH via ambulance by SGH accompanied by Carissa, Harvey was duly evaluated by a doctor at IMH between 2pm to 4pm on 26 March 2024 and certified to not pose any such danger to herself, and was hence assessed to be fit for discharge from IMH directly without requiring admission to IMH.
25. Upon discharge, however, Harvey was only given a memo dated 26 March 2024 with the timestamp 12.52pm, a medical certificate labelled as "hospitalization leave" and covering 22 to 26 March 2024, and an inpatient discharge summary issued at 11.19am merely listing the primary diagnosis as "acute panic state due to acute stress reaction", erroneously stating a secondary diagnosis of "threatening suicide" despite Harvey having explicitly clarified to the doctors that she had not in fact harboured any such suicidal intent as outlined in Paragraph 23, and a one-liner "care plan" section stating "for further assessment and treatment at IMH" with no further details on what was observed or assessed of her during her time in SGH. **None of these three documents which she had received upon discharge from IMH included any mention of the circumstances under which she had suffered the recurring panic attacks which resulted in her being admitted to SGH, which her attending doctor had already informed her that the requested documents mentioning these circumstances at least briefly would be duly prepared and provided to her.**

26. In particular, the IMH staff attending to Harvey who had provided these three aforementioned documents had refused to provide her with a copy of the Detailed Discharge Summary, which does in fact outline the nature and cause of her panic attacks, despite it being clearly labelled “For Patient’s Personal Reference Only” and hence being *prima facie* of direct material relevance to her as the patient in question being attended to at SGH from 22 to 26 March 2024. She had consequently felt very distressed and had experienced heightened anxiety throughout the night after she had been discharged from IMH in the evening of 26 March 2024, on top of having had to enter a triggering environment when she was physically present at IMH throughout the afternoon.

2nd Attempt to Self-Surrender on 27 March 2024

27. After much heightened anxiety throughout the night of 26 March 2024 upon her discharge from IMH, Harvey had indicated her intention to voluntarily surrender herself to the State Courts in the morning of 27 March 2024 so that she is still eligible to be re-offered bail again. Upon getting ready at around 6am, she had unfortunately re-experienced the traumatic memories of what she had encountered in the basement of the State Courts Tower on 5 May 2023 while she was held in custody, and started sobbing uncontrollably at around 7am, subsequently losing consciousness intermittently and losing her balance upon leaving home at around 7.30am.
28. She was hence taken by ambulance to the A&E Department at National University Hospital (NUH) at 8.42am, where the attending doctor had decided to discharge her that same afternoon and prescribe some anti-anxiety medications for her, while also noting down in his notes that she would have an adverse reaction to attending Court for the immediate period and informing her that he had noted this down in his notes. The attending doctor had also arranged for a comprehensive outpatient psychiatric review for her at the earliest possible slot available in view of its urgency; the first appointment was hence scheduled for 8.30am the next day (28 March 2024) at NUH Neuroscience Clinic.
29. Harvey had duly taken the anti-anxiety medications which had been prescribed, but reports that the medications on their own do not appear to have any real effect in causing her panic attacks to subside, and Carissa can confirm having observed this. Such prescription medications are unfortunately only aimed at relieving the symptoms of the anxiety but in this particular instance it is apparent that this remains insufficient even in relieving such symptoms because the root cause of Harvey’s panic attacks originate firstly from the sexual trauma she had previously experienced at the hands of male security officers when she was last taken into custody after her 5 May 2023 arraignment, and secondly have resurfaced again after she had unexpectedly re-experienced traumatic flashbacks while she was seated in the dock of State Court 29B on 18 March 2024, and finally have significantly intensified after her bail was revoked and a Warrant of Arrest was issued against her on 22 March 2024 consequent to her experiencing a panic attack on that morning which had caused her to be delayed in being physically able to travel down to the State Courts on time for her Bail Revocation Hearing.
30. In light of the foregoing, we, the undersigned, humbly ask that both of you as Prosecution consider, understand, and acknowledge the need for the Court to **grant time to Harvey to obtain the necessary medical documentation** regarding her recurring panic attacks which have a direct material connection to sexual traumas of a gendered nature experienced within the physical premises of the State Courts Tower, specifically its basement, and hence would be associated with her entering the State Courts Tower and in particular the dock itself. These should not be diminished or taken lightly by the Court as **no Accused person ought to experience this**, and these are not comparable with what cisgender male inmates experience when being handled by male security staff. We, the undersigned, humbly ask that Harvey’s attempt to travel down to the State Courts Tower on 22 March 2024 not be prejudged as a case of her absconding while on bail or otherwise wilfully failing to comply with Court directions, and afford the Accused the time required to obtain the necessary documentation.
31. We seek both your understanding and the Court’s understanding that in practice, the healthcare system unfortunately does not operate on the same procedures and timeframe expectations as the State Courts.

32. Harvey has duly been informed that she would have to be evaluated over a period of several months over multiple outpatient consultations in order for medical practitioners to be able to sufficiently evaluate her to provide the necessary formal medical documentation which the Court would require her to be able to produce as evidence to substantiate why she was unable to attend Court on time for the Bail Revocation Hearing of 22 March 2024, so that she would not come to be unjustly presumed to have simply not complied or even chosen not to comply with Court directions.
33. This would not be possible so long as she remains incarcerated in Prison because of the exact same reason which had caused her absence on 22 March 2024, namely the recurring and intensifying panic attacks originating from sexual traumas of a gendered nature, which is exactly what she needs to be able to attend these multiple outpatient consultations over a period of several months in order for medical practitioners to be able to sufficiently evaluate her to provide the necessary formal medical documentation – **her continued incarceration is thus a circular problem**, and her incarceration in an environment that causes her past sexual traumas to be dwarfed in comparison is only going to further exacerbate this problem. **What she needs is access to care, not punishment for her sexual traumas.**

3rd Attempt to Self-Surrender on 28 March 2024

34. Harvey had been extremely exhausted after she had returned from NUH on the afternoon of 27 March 2024 and had consequently fallen asleep from exhaustion for longer than usual through the evening and night of 27 March 2024, causing her to only be able to wake up later than expected at 6am on the morning of 28 March 2024 with another sudden anxiety attack. She was hence physically unable to keep to her originally scheduled appointment timing of 8.30am at NUH Neuroscience Clinic, and had thus called to reschedule her appointment to the next available slot, and was informed that the earliest timing would be 8.30am on 1 April 2024, on the following Monday. She was subsequently informed that the timing had been shifted to 1.30pm on 1 April 2024 because the doctor had something else come up which he had to attend to in the morning of 1 April 2024. She had thereafter been feeling more anxious and panicked throughout the whole day, and had taken the medications prescribed by NUH but had reported that the medications on their own still do not appear to have any real effect in causing her panic attacks to subside, the same as on 27 March 2024.
35. By the evening of 28 March 2024, Harvey concluded that she has no real option but to surrender to the Court so that she can remain eligible for bail to be re-offered, but did not think it would be doable for her to only go in the morning as she would be likely to experience delays in getting ready to travel down. She had thus made her way to the State Courts Tower at night on 28 March 2024, accompanied by her bailor and caregiver Carissa, so that she can duly surrender herself when the Court opens in the morning. Unfortunately, she had experienced another anxiety attack outside the State Courts Tower when she started involuntarily recalling what happened to her previously when she was taken into custody on 5 May 2023 and therefore what would necessarily happen to her upon her voluntarily surrendering into the Court's custody on the morning of 29 March 2024.
36. She was hence taken by ambulance from outside the State Courts Tower at 11.09pm to SGH A&E Department at 11.27pm. While being evaluated at SGH, she was still in a heightened state of anxiety and had mentioned that although she had already travelled to the State Courts Tower that night for the purpose of surrendering herself, she simply could not bear to proceed to surrender herself in the morning in consideration of what would procedurally have to be done to her by the male security officers after taking her into custody. While waiting to be attended to, she had been moved to the SGH A&E Department's Observation Ward overnight for monitoring and evaluation, and had initially been reviewed by one of the doctors on duty that night. Subsequently, Dr Faraz Zarisfi, a Senior Consultant in Emergency Medicine at SGH, had attended to her the next morning and consequently prepared a Correspondence Note at 1.32pm detailing the circumstances behind the Accused's recurring panic attacks originating from previous adverse encounters when she was strip-searched by male security officers in the State Courts Tower, and providing the necessary background context behind both instances on 22 March 2024 and 28 March 2024 where she had suffered these panic attacks and was brought by ambulance to SGH's A&E Department on both occasions.

37. Upon Harvey and Carissa having both received this Correspondence Note from Dr Faraz Zarisfi at the Observation Ward, Harvey was thereafter prescribed medication and discharged from SGH in the afternoon of 29 March 2024. She had again tried taking the medications prescribed by NUH and SGH during the weekend to relieve her anxiety but had reported that the medications on their own still do not appear to have any real effect in causing her panic attacks to subside, given that the root cause for her escalating and recurring anxiety attacks had still remained unaddressed, both in a clinical setting and in terms of suitable accommodations to assist her with attending Court.
38. She had expressed anxiety regarding feeling less articulate and hence less able to coherently recount what had happened to her previously which had resulted in the sudden resurfacing on 18 March 2024 of her once-blocked-out traumatic memories from when she was taken into custody on 5 May 2023, and the subsequent intensification of these anxiety and panic attacks on and after 22 March 2024, in particular consequent to her bail being revoked and a Warrant of Arrest being issued against her at the Bail Revocation Hearing. This was in anxious anticipation of having to recount these experiences again during her 1 April 2024 appointment at the NUH Neuroscience Clinic, for which she had further expressed her fears that she would not be able to voice out to the psychiatrist what her needs were.
39. Harvey had duly attended her first consultation appointment at the NUH Neuroscience Clinic as scheduled for 1 April 2024, and was attended to there by Dr Ganesh Kudva Kundadak from 2.10pm to 2.45pm. During the consultation, Dr Ganesh had first taken note of her circumstances and thereafter indicated to her that she would have to attend multiple further follow-up outpatient consultations for her panic attacks to be duly evaluated over a sufficient duration spanning several months, which would be necessary for a medical report to be drafted for her detailing the foregoing circumstances which could not be done in one single consultation. **This would have given her the necessary supporting medical documents to certify her conditions which resulted in her absence on 22 March 2024.**
40. Dr Ganesh had consequently scheduled the next appointment date with her for 29 April 2024 at 4.30pm, which she obviously could not attend because she had been incarcerated by then, and had also advised her to arrange for an appointment with her existing primary psychiatrist, Dr Tsoi Wing Foo, given that he would be more familiar with her circumstances and hence would be better able to document them accordingly after having already attended to her for a longer period previously, including for Court matters. **This would also have given her the necessary supporting medical documents to certify her conditions which resulted in her absence on 22 March 2024.**
41. We, the undersigned, wish to highlight the damaging psychological effects on Harvey which have already taken a toll on her **even during the period prior to her arrest on 5 April 2024 and subsequent remand to Changi Prison Complex's Institution B1**, due to her constantly having to fear what will happen to her in custody for something that is not her fault, namely her suffering a panic attack on the morning of 22 March 2024 thereby causing her to be delayed in being physically able to travel down to the State Courts Tower on time for the second Bail Revocation Hearing that same morning, and hence causing her bail to be revoked and a Warrant of Arrest to be issued against her by the Court. This had come about consequent to the material change in circumstances on 18 March 2024, where Harvey's memories of the sexual trauma she had experienced in the basement of the State Courts Tower on 5 May 2023 had resurfaced again in graphic detail consequent to her attending Court and sitting in the dock on 18 March 2024 during the first Bail Revocation Hearing in State Court 29B.
42. From 22 March 2024 all the way up to 5 April 2024, Carissa can personally confirm from witnessing it firsthand as Harvey's caregiver that Harvey had remained in the state of continuous anxiety throughout the day and night, as she had been painfully cognizant that she might be arrested by Police at any moment pursuant to the Warrant of Arrest, and should she be arrested by Police, **which did happen**, she would be remanded in a male Prison environment unless and until bail is offered, which would cause her to be subjected indefinitely to extreme sexual trauma and gendered humiliation by virtue of the consequence of being treated by Prison procedures as a man and detained under the authority of male Prison officers. **That is exactly what has come to happen since her arrest on 5 May 2024.**

43. It is because of this that Harvey had sought to voluntarily surrender a fourth time to the State Courts after her first three attempts initially on 22 March 2024, followed by 27 March 2024, and after that on 28 March 2024, and had sought the assistance of four other friends to assist with physically bringing her to Court in the event she loses consciousness or experiences difficulties with physical mobility. Upon confirming 8 April 2024 to be the earliest date where four such persons would all be available, she had decided to voluntarily surrender to the Court on 8 April 2024 with such assistance, and would indeed have done so had she not come to be arrested by Police at home on 5 April 2024.

Arrest on 5 April 2024 and Remand to Changi Prison

44. Consequent to Harvey's arrest on 5 April 2024, we understand that on 6 April 2024 the Court had fixed an urgent Criminal Mention, during which you as the Prosecution had applied to remand her to Changi Prison Complex with permission to take her out for investigations, and to not offer any bail, and that this was granted by the Court. During this Criminal Mention, Harvey had attempted to explain three things to the Court, which have also been traversed in greater detail earlier in this letter:
- i. firstly, she had brought up the fact that during her time in the dock of State Court 29B on 18 March 2024 for her first Bail Revocation Hearing, she had re-experienced involuntary flashbacks of traumatic memories from 5 May 2023 which she had previously blocked out, which had resulted in her recurring waves of panic attacks on 22 March 2024, and that she did not in fact run away on that day, but was late for Court due to her first wave of panic attacks at 9am, causing the Court to revoke her bail and issue a Warrant of Arrest against her during the second Bail Revocation Hearing on 22 March 2024 before she could arrive;
 - ii. secondly, that she had tried to voluntarily surrender to the Court on 22 March 2024 itself upon learning of the above but was taken to SGH by ambulance after suffering a second wave of panic attacks while trying to proceed to the Court, and was discharged from SGH on 26 March 2024, after which she had also tried to voluntarily surrender to the Court on both 27 and 28 March 2024 but had experienced further recurring waves of panic attacks for which she had to be taken to hospital by ambulance again both times, and finally;
 - iii. thirdly, that she was not hiding anywhere when she was arrested by the Police at home the day before on 5 April 2024, and that she has always attended every interview when called for investigations in the past eleven months, and therefore in consideration of the above she had asked to be offered bail and released because she did not run away, was not hiding, is not a hardened crook, and that there were false allegations made against her, and had pleaded with the Court to not put her in Changi Prison and to not put her with men.
45. During the urgent Criminal Mention on 6 April 2024, we understand that the Court had fixed a first Bail Review Hearing for 12 April 2024 at 10.30am, during which the District Judge had raised that Harvey's absence from Court on 22 March 2024 was covered by the 23 March 2024 memo but the wording on the 26 March 2024 medical certificate appeared inconsistent with the memo, and further observed that the 23 March 2024 memo wording was not in compliance with the State Courts Practice Directions because it needs to be addressed to court and not "to whom this may concern", and hence if the bail application was relying on the 23 March 2024 memo then it would not be in order with the existing wording, whereas if the bail application was relying on the 26 March 2024 medical certificate then it would not be valid for court attendance with the existing wording. A two-week adjournment was thus granted by the Court for clarification from SGH to be sought regarding this discrepancy.
46. Specifically, the exact wording of the 23 March 2024 memo stated that "This memo is to inform you that the aforementioned patient has been unwell since 9AM on 22/3/2024 and is currently admitted to Singapore General Hospital for further investigation and treatment; **hence the patient is unfit to attend court at this juncture. A formal medical certificate will be issued upon discharge.**", whereas due to an automatic default template for medical certificates which was used to generate this medical certificate, the 26 March 2024 medical certificate which was indeed issued upon her discharge contained the line "This certificate is **not valid for absence from court attendance.**"

47. We wish to highlight how the time taken for the medical bureaucracy to respond has caused Harvey to have to suffer the damaging effects of incarceration in a male Prison environment for an unnecessarily prolonged period, which could have been avoided if either the medical bureaucracy had responded in a more timely fashion, or if the Court was more willing to exercise discretion and account for the reality of extended waiting times for the necessary documentation arising from bureaucratic delays. After the first Bail Review Hearing on 12 April 2024, Harvey's Defence Counsel had written in to SGH on the same afternoon of 12 April 2024 to seek SGH's official clarification on the apparent discrepancy in wording, as required by the Court, with one subsequent chaser email sent on 24 April 2024 to enquire on the status of the 12 April 2024 request which was still pending, and had thereafter written in to SGH a second time on 26 April 2024 to seek the release of doctors' notes from three doctors.
48. SGH had replied to ask for the necessary Consent and Authorization Forms on 2 May 2024 along with a request for payment for the release of the requested medical documents, and after Harvey's Defence Counsel had returned the filled forms to SGH on 5 May 2024, they had informed that "the processing time for all request is 04 to 06 weeks or shorter depending on the assigned doctor". Of note, it was only on 14 May 2024 that SGH had replied to him to send three documents: a cover letter issued by SGH dated 10 May 2024, a receipt from SGH dated 7 May 2024; and the Ordinary Medical Report from Harvey's attending doctor dated 17 April 2024. The doctors' notes have yet to be received.
49. This means that Harvey's attending doctor at SGH had in fact completed her Ordinary Medical Report within **five days** (12 to 17 April 2024) from the sending of the initial request, and yet the release of the same Ordinary Medical Report itself to her Defence Counsel took **thirty-two days** (12 April 2024 to 14 May 2024), which itself was also **four days** after when the cover letter was dated (10 May 2024). What explains these delays and how do these delays justify Harvey being incarcerated in a male Prison while awaiting the release of a document which was actually completed a whole **twenty-seven days** (17 April 2024 to 14 May 2024) before it was actually released to Harvey's Defence Counsel, such that it was not in time for her second Bail Review Hearing on 8 May 2024? These bureaucratic delays have not even factored in the clarification required by the Court regarding the apparent discrepancy in wording between the 23 March 2024 memo and the 26 March 2024 medical certificate, which till now has still not been issued by SGH even in the Ordinary Medical Report by her attending doctor.
50. We wish to submit that there is no justifiable reason for Harvey (or for that matter any other Accused person who happened to also be a patient at a public hospital during a time when they were unable to attend Court for medical reasons) to have to remain incarcerated in Prison for a longer period just because of such delays in the receiving of the required medical documentation from the hospital to certify the patient as unfit to attend Court. We also further wish to point out that while the Court would expect its procedural requirements such as the State Courts Practice Directions to be duly complied with by medical practitioners in hospitals issuing documentation for their patients who happen to also be Accused persons, in practice it is never so clear-cut because public hospitals likewise have their own standard operating procedures which they in turn believe that it is the Court that should comply with their procedures rather than them having to comply with the Court's procedures. This very real mismatch of expectations creates a stalemate where neither Court nor hospital is willing to concede to the expectations of the other or at least attempt to bring them into alignment, and **it is inevitably the patient-cum-Accused-person who bears the material brunt of this unnecessary crossfire.**

Section B: Gender Dysphoria, Sexual Suffering, and Compromised Defence

51. Harvey is currently remanded in a male Prison environment, within which she, as a transgender woman, is housed in the male section but is segregated from male inmates. We understand that Harvey has been experiencing severe sexual traumas on a daily basis, and these are exacerbated by her having been sexually traumatized by men since the age of ten, something she did not choose to experience and which no person should ever have to experience even once, let alone repeatedly.

52. Firstly, Harvey experiences severe sexual humiliation due to being forced (by the inherent material conditions of a male Prison institution) to perform her bodily functions and maintain her personal hygiene in front of a security camera whose feed is monitored by male Prison officers as part of their professional duties. This is further triggering as a survivor of multiple sexual assaults perpetrated on her by men. As a girl trapped in a male Prison, it is humiliating for Harvey to be forced (not by any person, but) by such inherent material conditions to perform her bodily functions in front of a security camera whose feed is monitored by male officers, and it has been psychologically agonizing for her to maintain her personal hygiene in front of said security camera – she has conveyed to us that she sobs (as quietly as she can) when she sits on the commode every night to shower. Though she is segregated from male inmates, both male officers and authorized male inmates are allowed to open the viewport on her cell door at any time to peek in, and this includes when she is performing her bodily functions or maintaining her personal hygiene, and the modesty wall inside the cell does not fully enclose the toilet and shower area or occlude it from view of the cell or viewport. Dr Tsoi Wing Foo’s forensic certificate dated 12 June 2020 documents clearly that if Harvey is to be remanded, she must be housed in a place free of males and be attended to only by females.
53. Secondly, despite being segregated from male inmates, Harvey is for virtually all intents and purposes treated by Prison staff and Prison policies as if she were a cisgender man, which she is not. Except for one Inspector Lim Wee Siong, all other Prison officers have consistently misgendered her throughout her incarceration. She is lawfully strip-searched by male Prison officers during every out-of-cell movement, and she does not have any realistic option to refuse such strip-searches, as she had been informed on 17 May 2024 that the order to strip in front of a male officer is a “lawful order”, and she shall face being charged with the Prison offence of Defiance if she does refuse. She has informed us that objectively, the male Prison officers have remained professional in carrying out strip-searches, but subjectively, she experiences every strip-search by a man as a fresh sexual assault, as these male Prison officers remain male despite their professionalism. Dr Tsoi Wing Foo’s forensic certificate dated 12 June 2020 documents that she is terrified of being stripped and searched by men. Separately, while IMH had afforded her arrangements for special care in having her strip-searched exclusively by two female auxiliary police officers during her remand admission in Ward 75A in May 2023, the Singapore Prison Service is not able to provide similar special care for her inside Changi Prison.
54. Due to the lack of such arrangements in Prison, Harvey being treated as male by male Prison guards and male prisoners also means that any resistance to having to strip in front of male Prison guards by her as a female remandee would be treated with suspicion accorded to a male remandee resisting searches by male Prison guards instead, and would become the basis for such male Prison guards to be authorized to use forceful physical contact to carry out and complete the searches. In the course of resisting such searches, male Prison guards using force on her as a female remandee would place her in an extremely uncomfortable and distressing position and force her to have to resist even harder to ensure that these male Prison guards will not be able to violate her gender dignity and sexual safety. This creates the conditions for Prosecution to potentially bring further stacks of criminal charges of *voluntarily causing hurt to deter a public servant from his duty* (Penal Code § 332, or § 333 if grievous hurt) against her, which Prosecution would then be likely to punish her for more offences committed. This would only lead to her further traumatization and make it more likely rather than less likely that both fresh criminal offences as well as both minor and aggravated internal Prison offences would be committed in resisting male authority persons, and would be counterproductive. We wish to highlight that Harvey has already previously experienced such aforementioned strip-searches in each of her previous remand experiences in 2008, 2013, 2014, and 2023, and is thoroughly traumatized by them.
55. It is thus natural, understandable, and expected that a female remandee, or any female person for that matter, would resist being inappropriately touched, stripped, and viewed by male persons so as not to expose their bodies involuntarily to such male persons. As such, **the longer that Harvey is kept in a male Prison, the more likely it is that she will be charged for even more offences, whether it be internal Prison offences subject to internal Prison disciplinary consequences which could include caning, or fresh criminal charges tendered in Court, because it will become more frequent in occurrence that she will need to defend herself from strip-searches and other procedural sexual abuses, and these will by definition only happen more frequently the longer she is incarcerated.**

56. Thirdly, as standard attire in the male Prison environment, Harvey has been given multiple sets of a thin white t-shirt and brown shorts to wear. As a hijabi, her bodily privacy from unrelated men is important to her, and she would not normally expose even her elbows and knees, but she has had to be exposed against her will to the male Prison officers and authorized male inmates. Additionally, inmates in male Prison institutions are not permitted to wear undergarments, which is distressing and dysphoric to her as a woman; not to mention the immense dysphoria and humiliation Harvey has experienced from being publicly displayed in these clothes in open Court via video-link.
57. Finally, facial shaving is only allowed twice a week during yard time, which Harvey has opted out of so as to minimize out-of-cell movements (and associated strip-searches) and is hence unable to shave her facial hair, causing her severe dysphoria due to her facial hair growth. The Singapore Prison Service officers have occasionally allowed her to shave her facial hair in her cell, but this has only been in the few irregular instances – as such, she has been publicly displayed with facial hair in open Court via video-link, which is extremely dysphoric for her, on top of the physical exposure. Harvey also now has more body hair than ever before during her lifetime, which had led (as there is no possibility in Prison for shaving those areas which she had kept clean-shaven over the past twenty years) to chafing and soreness, plus separately increased gender dysphoria.
58. Placing Harvey into pre-trial remand in a Prison with male guards and male inmates has caused her to experience a disproportionate level of suffering which is substantially above and beyond the baseline level of suffering experienced by a regular male remandee in a male Prison, and which extends to the thorough violation of her gender dignity and sexual safety in a manner and to a magnitude which is not remotely comparable to what would be experienced by a regular male remandee. During her remand, she has been experiencing the intense psychological trauma of having to be treated for all intents and purposes as male by both male inmates and by male Prison guards. This trauma and violation of gender dignity is not comparable to the experience of a regular male remandee who would not be psychologically traumatized from being treated as male, and there are stark differences in what kinds of bodily exposure are considered acceptable for men around other men, as compared to for women around men, which have not been respected if she is remanded and placed in custody with men.
59. As part of standard Prison procedures, the strip-searches which Harvey has had to experience would be especially invasive and intrusive in a way that would not be the case for a male remandee, as it would necessarily entail her as a female remandee being forcibly exposed to male persons throughout her body, including intimate and otherwise-sensitive areas. This is further intensified by male Prison guards being legally authorized to use force on inmates, which necessitates non-consensual physical skin contact with such parts of a female remandee's body, especially if they resist or refuse any such lawful strip-searches, which a female remandee would understandably refuse being strip-searched by a male Prison guard in ways that would not be comprehensible to a male remandee. Prisoners classified and treated as male are also only allowed to wear one layer of clothing on the top half of the body for security purposes, and this would include her as a female remandee being forced to remove her brassiere and expose her breasts to male persons with the authorization to both visually inspect and physically touch them during these frequent and routine strip-searches.
60. The consequences of all of the aforementioned, which is itself non-exhaustive, would be especially psychologically damaging in a permanently irreversible way to Harvey. She will eventually break psychologically under these conditions to the extent that all essential aspects of her personality come to be erased to the extent that she cannot fully recover her previous personality after her release, and can never go back to being who she had been before. On top of this, **eight new criminal charges were preferred against her on 23 May 2024 while she is still in remand in Prison, and as she is unable to rationally analyze the matters germane to each of the eight fresh criminal charges while she continues to experience severe sexual trauma on a daily basis, she will not be able to formulate her defence in regard to the charges or instruct her Defence Counsel accordingly. Hence, denial of bail after preference of the said eight criminal charges will only ensure that she is unable to instruct her Defence Counsel to mount any defence, thereby unfairly advantaging Prosecution and disadvantaging her as the Defendant.** It goes without saying that this is prejudicial to her.

61. Should both Prosecution and Court be inclined to keep bail revoked as it is, the material consequence of such a decision could completely psychologically destroy Harvey and render her unable to even testify in her own case reliably, which will be a severe miscarriage of justice both in law and in common sense. **Justice will hence neither be done nor be seen to be done because an Accused person who is sufficiently broken psychologically by such treatment is more likely to give in to whatever demands are made of her, especially while in custody in a male custodial environment, thus violating the principle of innocent until proven guilty and raising questions on the universality of this rule to different Accused persons.**
62. We, the undersigned, again wish to re-emphasize that the lasting psychological effects of the ongoing pre-trial incarceration of Harvey as a female person in a gendered male environment, in particular any sexual trauma specifically arising from her being regarded as a male person instead and hence held to the same expectations as a cisgender male Accused person, would have irreversible and deleterious effects on her; this would especially be so for her given her history of having experienced multiple past instances of sexual assault. These irreversible and deleterious effects suffered by Harvey would be in such a manner and to such a magnitude that is, both qualitatively and quantitatively, strictly not comparable to the baseline regular level and kind of adverse effects that incarceration would have on either a cisgender male Accused person being incarcerated in a gendered male Prison environment, or a cisgender female Accused person being incarcerated in a gendered female Prison environment.
63. Please understand that **bail is more precious to a transgender woman than her life itself; as unlike for a man for whom being on bail is merely a matter of his liberty, for a transgender woman it is her sanity and sexual dignity.** The daily agonizing sexual humiliation of being a transgender girl in a male Prison has forced Harvey to confront her past sexual traumas. She has been sexually traumatized by men since the age of ten – in 2001 in Zhenghua Primary School, after refusing to change into P.E. attire in the back of her form classroom (and instead insisting upon using the toilet like other girls), she was forced to walk shirtless to the school assembly hall and to stand there shirtless for twenty minutes in an effort to make her conform to gender norms. Even though nothing illegal *per se* was done by the principal and this was considered acceptable then, it was the major contributory factor to her dropping out of primary school altogether so that she could live as a girl since 2002. She did not choose to lose her virginity to rape on 24 February 2014, nor to be assaulted by a man on 5 May 2023 in the State Courts, nor to have memories of that assault (which she had blocked out) come flooding back to her on 18 March 2024 as she sat in the dock, and nor to have anxiety attacks over the next four days – causing her to ultimately be late for Court on 22 March 2024, leading to her ongoing incarceration with men.
64. To mount her defence against her charges, Harvey will need a Defence Psychiatric Report for the purposes of preparing a mitigation plea for the charges which she will be seeking a community-based sentence for. While in theory, a private psychiatrist would be permitted to visit an Accused person in Prison to evaluate them accordingly so as to prepare such a report, in practice doing so will not be feasible insofar as Harvey remains incarcerated in Prison because insofar as there are accompanying strip-searches per Prison procedures that come with such a Prison visit and evaluation by a private psychiatrist because it would constitute out-of-cell movement, she would in practice not be able to pay any attention at all on the psychiatric evaluation itself because her attention would inevitably be on the mandatory strip-search after the evaluation that she knows she will have to be subject to. It should go without saying why keeping her incarcerated would compromise her defence and deprive her access to a comprehensive evaluation done in a sexually-safe setting which is a necessary prerequisite for an actually usable Defence Psychiatric Report to be produced to assist in her defence to her charges.
65. Harvey currently faces one count each under Penal Code § 193 (“false evidence”, her **11th Charge**), Penal Code § 350 (“criminal force”, her **9th Charge**), Penal Code § 426 (“mischief”, her **1st Charge**), and Protection from Harassment Act § 3 (“intentional harassment”, her **3rd Charge**); two counts each under Criminal Procedure Code § 103 (“abscondment”, her **8th Charge** and **12th Charge**); and three counts each under Protection from Harassment Act § 5 (“fear, provocation or facilitation of violence”, her **4th Charge**, **6th Charge**, and **10th Charge**) and Protection from Harassment Act § 6 (“offences in relation to public servant”, her **2nd Charge**, **5th Charge**, and **7th Charge**). She has the right to mount her defence to these twelve charges without having to compromise her own defence.

Section C: Physical Infirmities and Autism

66. On top of the above, Harvey's condition of myasthenia causes physical disability which is not catered for in Prison, other than them providing her with a commode to use in her cell due to her inability to walk or stand for long (and so her inability to use a squat toilet, or stand up to use the shower-head embedded in the wall). Unlike both IMH Prison wards and Police station lock-ups whose cells have a squat toilet but where the bathroom is in a separate facility housing multiple shower stalls, in Changi Prison the shower-head is integrated into the wall above the squat toilet. However, although she has been given a commode, the Prison cell has no grab-bars or other disability-friendly features.
67. On ten occasions thus far when she lacked sufficient strength to pull herself to the toilet and onto the commode in time, she has ended up wetting herself and (as there are no nurses in Prison to help her) sitting in the puddle of urine for hours until she has rested enough to change into another set of clothes. In addition, since 5 April 2024, Harvey's knees have no longer been able to support her physical body weight and she can no longer stand up on her own and needs a wheelchair now, causing her to have to crawl on the floor of her Prison cell due to her condition of myasthenia and the lack of a wheelchair for her use inside the Prison cell itself. She has thus been wheelchair-dependent in Prison with various pre-existing ailments (including but not limited to her sarcopenia and osteoporosis, which were already known before her arrest) severely exacerbated in enduring the physical conditions of the Prison cell.
68. Because she has been given multiple sets of a thin white t-shirt and brown shorts, and has had to wear only these without any undergarments to cushion her frail body (as inmates in male Prison institutions are not permitted any undergarments), including when sleeping on a thin straw mat laid on a hard concrete floor, these prolonged conditions have taken its toll on her limbs, shoulders and especially her skinny back. Furthermore, Harvey only has access to basic medical care 9-to-5 on weekdays, and not round-the-clock medical care as asserted by Prosecution, and additionally now suffers new conditions such as pressure sores and rash. Even this basic medical care made available still remains subject to unusual limitations which do not aid in treating both her physical and psychiatric ailments alike.
69. On the physical side, Harvey has experienced rhinovirus infections resulting in the common cold around once a month while in Prison, but is only prescribed lozenges which remain inadequate in aiding her recovery from such rhinovirus infections. When she requests for cough syrup instead, she is told by the Prison medical staff that inmates are not allowed to be given cough syrup in Prison because it may be addictive. On the psychiatric side, Harvey has been prescribed 10 milligrammes of diazepam to be taken nightly to treat her anxiety, and this has been the case for many years already. However, despite having a longstanding prescription for diazepam to address a real and chronic medical need, she has explicitly been denied this throughout her entire duration in Prison so far, and this has caused her to experience an intensification of psychiatric symptoms that in turn result in her having more episodes of acting up at night involuntarily and hence running afoul of Prison offences repeatedly precisely because she requires the diazepam to treat these symptoms and enable her to function regularly on a daily basis, including her being able to rest sufficiently at night. Confusingly, she has simply been told by Prison staff in response to these incidents that she is obliged to comply with a lawful order to not commit such offences in Prison, as if simply informing an inmate of the existence of such a lawful order is on its own somehow enough to stop the underlying psychiatric symptoms that are deliberately left untreated with the appropriate medication required (diazepam) which is the reason she experiences such episodes that cause her to run afoul of such Prison offences in the first place.
70. Harvey has also reported that after over 33½ years of smoothness, patches of skin on her back, torso and forearms have become rough and uneven, and that these are separate from, and in addition to, heat rashes occasioned by heat and humidity in the cell, with the ambient temperature inside the Prison cell in her estimate about 8°C on average higher than open-air estimated to be around between 34°C and 42°C in the cell, making frequent showers a necessity to maintain personal hygiene and to avoid heat rashes. She knows neither whether future dermatological treatment might reverse the damage nor how such treatment might even be afforded.

71. Criminal Procedure Code § 95(2)(a) explicitly provides that the Court may “direct that any juvenile or any sick or infirm person accused of such an offence be released on bail” even if otherwise ineligible, and the above paragraphs have demonstrated Harvey’s infirmities abundantly clearly as to justify both Defence and Prosecution seeking and the Court granting her release on bail on such a basis:

Exceptions to bail or release on personal bond

95.—(1) An accused must not be released on bail or on personal bond if —

- (a) the accused is charged for an offence punishable with death or imprisonment for life;
- (b) the accused is accused of any non-bailable offence, and the court believes, on any ground prescribed in the Criminal Procedure Rules, that the accused, if released, will not surrender to custody, be available for investigations or attend court; or
- (c) the accused has been arrested or taken into custody under a warrant issued under section 12 or 34 of the Extradition Act 1968 or endorsed under section 33 of that Act.

[19/2018]

(2) Despite subsection (1), the court may —

- (a) direct that any juvenile or any sick or infirm person accused of such an offence be released on bail;
- (b) release on bail an accused charged with an offence mentioned in subsection (1)(a), if—
 - (i) the offence is also punishable with an alternative punishment other than death or life imprisonment; and
 - (ii) the offence is to be tried before a District Court or a Magistrate’s Court; or
- (c) release on bail an accused who has been arrested or taken into custody under a warrant mentioned in subsection (1)(c), if the conditions prescribed in the Criminal Procedure Rules for such release are satisfied.

[19/2018]

(3) In this section, “accused” includes a “fugitive” as defined in the Extradition Act 1968.

72. We, the undersigned, therefore ask that you as Prosecution kindly take into consideration the foregoing circumstances surrounding Harvey’s physical infirmities which have unfortunately been significantly worsened since her incarceration, and accordingly request that the Court offer bail to Harvey pursuant to the provision of Criminal Procedure Code § 95(2)(a) for her release on bail on grounds of infirmity. Harvey is an autistic transgender woman with post-traumatic stress disorder (PTSD) from having been raped in 2014 causing her to experience frequent panic attacks (averaging 3 to 5 times daily in Prison, adding up to a total of around 300 panic attacks and counting throughout her past ten weeks in Prison) especially surrounding being housed with men, handled by male staff, and treated as though she were a cisgender man, and she also experiences significant mobility difficulties due to her physical infirmity (myasthenia, sarcopenia, and osteoporosis) which has since worsened greatly due to Prison conditions.
73. Harvey has conveyed to us that she both experiences every bit of sexual shame and drop of agony arising from continued incarceration in a male Prison institution due to her specific neurological attributes, and also fully experiences each material discomfort arising both from physical Prison conditions as outlined earlier and from inability to perform her usual hygiene practices, due to her heightened proprioception and pain perception. In addition, she is unable to revert after incarceration in a male Prison to the previous version of her personality before such incarceration, which would be necessary for her to be able to integrate her whole experience, and she estimates that her muscles have easily aged a decade, her bones easily five years, and her back, hips, and joints hurt most of the time, while her fitness from 2019 to 2022 which was maintained into much of 2023 is almost totally gone.

74. Many of these sensory effects are especially intensified for her as an autistic person with heightened sensory processing compared to a neurotypical person, which causes her to experience more intensely the resultant damaging effects from the sum total of these already-damaging experiences of daily agonizing sexual humiliation and the consequent loss of her sexual dignity, physical discomfort and bodily degeneration, and other psychological trauma including permanent, irreversible damage. As such, as of 10 May 2024, which was exactly thirty-five days or five weeks ago, Harvey has described having being “trapped in this never-ending hellish sexual torment for 5 weeks now in calendar time, though subjectively it feels like 14 months have passed since” she was abruptly ripped away from her home with Carissa, whom she lives together with, and without any chance to physically hold her one last time when Harvey was arrested by Police on 5 April 2024 while she was looking after Carissa.
75. Today would be exactly seventy days, or ten weeks, since she was arrested, and Harvey has described her suffering in Prison to have worsened by at least an order of magnitude since 13 May 2024, which means that the past ten weeks she has spent incarcerated in Prison would have subjectively felt like at least 28 months have passed since, if not more due to the significant worsening of conditions she has had to endure since 13 May 2024. As of 26 May 2024, Harvey has recounted that because she was 1½ hours late for a Court date due to anxiety arising from prior sexual trauma, she has been punished for that with over forty times the amount of sexual trauma which would take decades for her to recover from, because of SGH’s refusal to manually issue a medical certificate complying with the State Courts Practice Directions and prolonged delays in replying when asked to explain the discrepancy between their 26 March 2024 medical certificate and their 23 March 2024 memo, which has still not been given yet. The total magnitude of sexual trauma she would have suffered would only have increased even more from the over forty times she has described experiencing as of 26 May 2024.
76. Being able to receive physical affection from her loved ones is therefore especially important in the context of Harvey being an autistic person because it helps with emotional co-regulation through connection with nurturing and reliable primary caregivers, and offers a sense of safety, security, and reassurance. By contrast, she has no familiar and trusted persons that she can turn to for support and comfort in an especially unsafe and terrifying Prison environment where she is constantly surrounded by trauma-and-anxiety-inducing triggers that have been extremely psychologically deleterious for her. This is on top of causing her to experience much more heightened adverse overstimulation due to her intensified sensory processing of these experiences non-stop while having no access to trusted persons. Harvey deserves to be given bail again so that she can live with Carissa and her other loved ones, and have her basic emotional needs as an autistic person met by her sisters and familial companions while residing in a safe and supportive environment where she can live with her female dignity intact and receive love, care and physical affection from her loved ones. Regardless of the offences she has been accused of committing and is now facing a whole stack of charges for, which should in any case not be held against her with any unspoken presumption of guilt because of the basic principle of all Accused persons (and all other persons for that matter) being innocent until proven guilty rather than guilty until proven innocent, she is not such a monster as to deserve to be deprived of physical affection and love. Rather, she deserves to have a new lease of life, free of involuntary and/or otherwise adverse entanglements with the Police and carceral justice system, together with safety from the authorities and anyone setting out to harm her, so that she can enjoy personal safety for the rest of her lifetime.

Section D: Plea for Another Chance at Life

77. Harvey wishes to state that she had acted both arrogantly and foolishly while intoxicated in lashing out due to transference of anger over the actual issue (which was her sexual trauma from 5 May 2023, which also resurfaced the feelings from her sexual trauma in 2001 from the incidents in Primary Five at Zhenghua Primary School, although she had mistakenly thought that she had long gotten over her childhood sexual trauma), against the State Courts first on 28 February 2024, and after that on 1 March and 2 March 2024 – but she had still intended to attend all three days of her trial, and at that time had intended to scold District Judge Teoh Ai Lin at the start of trial over the injustice of her rapist walking free for ten years, and to sit-in protest at the end of trial on 7 May 2024. There was therefore never any intention on her part to deliberately abscond from Court attendance when she was absent from Court.

78. At the time of her 28 February 2024 FormSG submission and her emails of 1 and 2 March 2024 which have since become the subject of her **5th to 7th Charges** for which she was later arraigned in Court on 23 May 2024, the tenth anniversary of losing her virginity to rape on 24 February 2014 had recently passed, and the threats made against the two judges had really been what she had fantasized about doing to her rapist, but she had instead couched her anger in other grouses as she did not want to state the actual reasons as she expected the submission and two emails would be read by others. After being remanded in a male Prison and denied her dignity as a woman, she has learnt her extremely traumatic, sexually humiliating and physically painful lesson, and she will not reoffend by lashing out again.
79. Two of the eight fresh criminal charges, her **8th Charge** and **12th Charge**, allege that Harvey had absconded from her scheduled Court appearances for her vacated criminal trial of 5 to 7 March 2024 and thereafter for her second Bail Revocation Hearing on 22 March 2024. As Carissa had witnessed and consequently called an ambulance, Harvey did collapse on the morning of 5 May 2024 and lose consciousness, due to shame from realizing she had threatened her fellow women, and panic over having to face District Judge Teoh Ai Lin at her trial after threatening her, and Harvey was thereafter consequently hospitalized at National University Hospital (NUH) for the whole duration of the trial.
80. Her **9th Charge** alleges that she had used criminal force on a male nurse at SGH on 7 March 2024, which she intends to claim trial for under the principle that everybody should have the legal right to stop any man from non-consensually touching them, as otherwise a dangerous precedent is set both for herself and for others who may similarly have to act in private defence to stop any unwelcome touch. The circumstances for this charge originated from her having been warded in a male ward against her wishes, and subsequently being handled by a male nurse who had placed his knee against her leg to obstruct her movement despite her having indicated to him not to come into physical contact with her.
81. Harvey was still warded in a male ward with other male patients and handled by male staff despite having previously been certified by Dr Tsoi Wing Foo in his forensic certificate dated 12 June 2020 that “after [her] past traumatic experiences, [she] will feel extremely uncomfortable staying with males in a male ward”, and that therefore if she “were to be admitted to a hospital, because of [her] gender dysphoria and [her] PTSD, [she] should stay in a place without males and treated only by female staff”, because “staying in a male ward would also cause [her] to suffer from flash-backs of [her] previous sexual assaults”. This was why such an incident took place during her NUH hospitalization from 5 to 7 March 2024, but not during her SGH hospitalization from 22 to 26 March 2024, even though as mentioned in paragraphs 18 and 19 earlier, she had suffered recurring panic attacks during the latter: she did not have to sleep in the presence of men while warded at a single ward in SGH.
82. Upon returning home from NUH, she had called 999 to phone the Police in a panic on 8 March 2024, attempting to disclaim responsibility for threatening the two women in her 28 February 2024 FormSG submission (her **5th Charge**) and then in her 1 and 2 March 2024 emails (her **6th and 7th Charges**), but had instead fumbled this 999 call such that it ultimately became her **10th Charge**, for which she later filed a Police report on 18 March 2024 to disclaim the above, which in turn became her **11th Charge**. For avoidance of doubt, this should not be taken as an admission of guilt or an indication of plea from Harvey, who still needs time and space to formulate her defence. This merely outlines crucial context.
83. In her first four weeks in Prison, Harvey has learned an extremely painful, traumatic, and humiliating lesson and will not reoffend by lashing out again. She is genuinely remorseful for the three incidents where she had lashed out in her 28 February 2024 FormSG submission and her 1 and 2 March 2024 emails, resulting in her **5th to 7th Charges**. However, other than her Criminal Force charge which was in self-defence, none of her other charges were violent offences, and she does not deserve to be treated as if she were a violent offender and hardened criminal. Yet unlike her first four weeks in Prison, **the next six weeks of her incarceration by contrast have instead been pointlessly and unnecessarily protracted for no purpose, which is neither conducive nor helpful in aiding her rehabilitation or reintegration either, as the continuing daily trauma serves only to break her psychologically, and she is unable to access the necessary affection and care from her loved ones.**

84. Furthermore, it has to be emphasized that these incidents should not be taken as indication that she was similarly responsible for subsequent submissions of a threatening nature which have been falsely attributed to her before, even if charges were ultimately not preferred against anyone for them. This includes the FormSG submission of 19 March 2024, which was submitted using her name and NRIC number and using my email address, falsely referring to me as her girlfriend which both of us know I am not, and which contained a false and defamatory claim alleging that I would beat up District Judge Teoh Ai Lin. **Harvey genuinely was not responsible for this FormSG submission, as she would neither implicate me nor insult herself.** I have previously already lodged my own Police report **L/20240319/7086** regarding this submission, for which neither Harvey nor I were at all responsible for, but which I understand was brought to the attention of the Court by its staff during the second Bail Revocation Hearing on 22 March 2024 and which had some role in the proceedings of the hearing which had resulted in the revocation of Harvey's bail and issuing of the Warrant of Arrest against her.
85. Specifically, I had received an acknowledgement email sent to my personal email address at 10.17am on 19 March 2024, containing a FormSG submission falsely made by misusing my email address and misusing Harvey's name and NRIC number, aimed at misleading the Court by causing the Court to mistakenly believe that she had submitted the following entry through the FormSG feedback utility:

A summary of your response is shown below. A PDF summary is also attached for your convenience.

Form Title	Write to Singapore Courts
Form Link	https://form.gov.sg/625fcd9a8a621f0012416a13
Response ID	65f8f5bd10a21b68090372ed
Time Submitted	Tue, 19 Mar 2024 10:17:33 AM
Purpose of contacting us	Enquiry
Is this for a personal or company matter?	Others
Your Full Name (as in NRIC / FIN / Passport)	Vickreman Harvey Chettiar
Your NRIC or FIN	S [REDACTED]
Your Email Address	lunaloverr@gmail.com
Your Contact Number	
Court	State Courts
Case / Claim Number	SC-903591-2020 and MAC-910699-2021
Case Type - State Courts	Criminal case (e.g. SC or NS case)
Subject - Criminal case (e.g. SC or NS case)	Warrant of Arrest
Your Message	<p>https://www.judiciary.gov.sg/hearing-list/hearing-list-details/ds-4-100001500871</p> <p>I shall not further dignify these proceedings with my attendance on 22 March 2024, but instead my girlfriend Ms Lune Loh will beat up District Judge Ms Teoh Ai Lin, so that she will live up to her name by indeed becoming ailing.</p> <p>If I deign to attend, I shall be dressed in black from top to toe like a Jewish terrorist and I am wearing the hijab not because I am Muslim, but only as the mockery of Kangaroo State Courts by circumventing the rule against caps or hats.</p> <p>I have also pwned Singapore's judicial system by going to the residence of one Miss Mercury Jamie Alice on 9th August 2021 to use her PC to send out an anthrax hoax, and then leaving her to be charged for it because she has little avenue to show the cops that she never did it.</p>
Attachment - 1	IMG_20240308_121158_170.jpg
Attachment - 2	

86. It is *prima facie* apparent that the contents of this FormSG submission was intentionally worded in such a manner as to deliberately prejudice the Court's perception of Harvey in the middle of an ongoing bail revocation application, so as to actively cause this FormSG submission of 19 March 2024 to come to be misperceived by the Court as a continuation or escalation of what Prosecution had been alleging to be Harvey's supposed pattern of conduct "demonstrating clear contempt for the authority of the Court and the sanctity of the legal process" which Prosecution had cited as the grounds for their application to revoke Harvey's bail. Such a submission undoubtedly could skew the perception of the Court against Harvey and in favour of Prosecution in a premeditated fashion which would have a strong tendency to obstruct, prevent, pervert or defeat the course of justice.

87. We, the undersigned, wish to note the unusual fact that the individual who had actually submitted the aforementioned FormSG submission had selected or entered “Warrant of Arrest” under the Subject field, almost as if the submitter knows that the submission is likely to cause the Court to be more likely than not to issue a Warrant of Arrest against Harvey in consequence of this submission, and is indeed intentionally trying to cause a Warrant of Arrest to be issued by the Court against her by way of making the submission in her name and “authenticated” with her NRIC number so that she would be presumed by default to have indeed sent it. It would be extremely unusual and highly illogical for any Accused person herself to be making such a submission prejudicing the Court against the Accused and declaring in the Subject field that the submission pertains to a “Warrant of Arrest”, especially during such time where no such Warrant of Arrest had been issued against the Accused yet.
88. Of further note, on 14 March 2024, Carissa had received an email from one “Mercury Jamie Alice” sent from the email address mercuryjamiealice@protonmail.com at 2.17am, containing the following text which we have reproduced and wish to bring to your attention due to its direct relevance to the circumstances under which Harvey’s bail had been revoked on 22 March 2024:

Hello Ms Carissa Cheow [REDACTED] (S [REDACTED]),

Now, this submission failed only because they already got your phone number on record at the State Courts, and I don’t have Harvey’s bail bond – which will be cancelled soon anyway once bail is revoked and Miss Vickreman Harvey Chettiar is remanded in custody pending her criminal trial.

The VickRemand account on Instagram from last year was in hindsight maybe a bit too immature or obvious to actually get the whole into remand.

I’ve previously done a PFHA Section 5 on Miss Vickreman Harvey Chettiar back in May 2023, and absolutely no one could do a damn thing about it. I heard feedback from the community that thereafter Miss Vickreman is more paranoid about going out alone because she’s afraid she might be stopped by vigilantes and stripped for a verification of her genitalia, since she say female.

Miss Wong J-Min’s sex video was sent to over a hundred thousand people, and the police could do squat to stop the spread or track anything. I can’t be tied back to anything either, given that I have used fully untraceable technology methods.

I can swat anybody in Singapore at any time of my choosing, and the cops will act against the target just to be on the safe side. There is not a damn thing that either you or even your toyboy ASP Mohd Shahudin bin Abu Baka can do to stop me, because even the police interrogate me, I will just deny everything, and Miss Vickreman is the more suspicious one for always not cooperating.

My target is Miss Vickreman, and I’m asking you and the transgender gang of bullies supporting her to back off, because y’all are not my targets.

FormSG is down on my end at the moment, but once the crappy Government form is fixed, I am gonna send in a submission as Miss Vickreman threatening to kill the DPP Mr Hu Youda Eric by severing his genitalia, putting it in his mouth and sewing his lips shut, therefore gagging him too.

How long do you think it is going to take the cops to hunt down Miss Vickreman Harvey Chettiar to get her off the streets and into remand, and how many police officers she’ll use criminal force on when they try to discharge their duty to strip her?

Miss Vickreman is going to receive assistance in remand to overcome her discomfort with men, as she showers and shits in front of her cellmates daily, and strips in groups of up to 10 inmates for the mandatory security body searches in prison.

Everyday, she is going to burn in shame until she completely disintegrates in terms of personality, and her Mensa-level intelligence degrades down to the level of a normal person, if not becoming lower functionally and leaving her nonfunctional.

Miss Vickreman’s personality shall also become irrecoverable after enough time in remand, that after she gets out one fine day, she will suffer the rest of her life unable to go back to who she was, but maybe she can become a male sex worker if she loses weight and the old gays are desperate.

My colleagues really knew their stuff, contrary to the claims of one Miss Ng Rui Lin Joyce, and we can pwn anything we want. They can even assist me to hack into Miss Vickreman’s email account.

Consider this the final chance afforded for your transgender gang of bullies to fuck off and stay out of the way. I can as easily send a submission using FormSG to the State Courts on your behalf with your NRIC number, threatening to kill one of the State Courts judges, and afterwards you will not be Miss Vickreman’s bailor, but instead you’ll be in remand and stripping in groups of ten men.

And perhaps another submission on behalf of Miss Lune Loh with her NRIC number, insulting several of the District Judges on Harvey’s case.

Even the fake Instagram account created under Miss Lune Loh’s name, @ohmyhangu, remains as no amount of endless police reports or Expedited Protection Orders is going to do anything over it.

Think carefully whether this is the future for the next several months to years that you personally want for yourself or your sworn sister. Is helping Harvey out really worth risking your own safety?

Think on your sins and secure your own futures,
An impersonator of Miss Mercury Jamie Alice.

89. As part of the above email, Carissa had also been forwarded by mercuryjamiealice@protonmail.com the following acknowledgement email originally received by said email address regarding a FormSG submission made on 5 March 2024 falsely personating Carissa to make false representations to the Court indicating that she was seeking to discharge herself from standing surety for Harvey:

A summary of your response is shown below. A PDF summary is also attached for your convenience.	
Form Title	Write to Singapore Courts
Form Link	https://form.gov.sg/625fcd9a8a621f0012416a13
Response ID	65e64f9b77787d66e903a0ab
Time Submitted	Tue, 05 Mar 2024 06:47:55 AM
Purpose of contacting us	Enquiry
Is this for a personal or company matter?	Others
Your Full Name (as in NRIC / FIN / Passport)	Cheow [REDACTED]
Your NRIC or FIN	S [REDACTED]
Your Email Address	mercuryjamiealice@protonmail.com
Your Contact Number	
Court	State Courts
Case / Claim Number	SC-903591-2020 – 4 Charges under this Case
Case Type - State Courts	Bail matter
Subject - Bail matter	Request for discharge of bailor
Your Message	I am requesting to be discharged from being the bailor for Vickreman Harvey Chettiar (NRIC No. S [REDACTED]), as I have recently learnt that he had carnal connection on 29th November 2021 with one underage child [REDACTED] (NRIC No. T [REDACTED]), and I would not have stood surety for him if I had known of this then.
Attachment - 1	
Attachment - 2	

90. Carissa has confirmed that she had indeed received a telephone call from the State Courts Registry on 5 March 2024 at 9.30am notifying her of the aforementioned FormSG submission made in her name, and asking her for confirmation as to this purported intent to discharge herself as Harvey's bailor, to which she had orally confirmed over the call to the State Courts Registry that she had never made any such submission and is not in fact seeking to discharge herself as Harvey's bailor.
91. At the material time of 5 March 2024, she had not received any such acknowledgement email, and had hence orally asked the State Courts Registry over the telephone call regarding what email address was used to make the FormSG submission, and had been orally informed by the State Courts Registry that the FormSG submission was made by one "Mercury Jamie Alice". She would only come to know the contents of this FormSG submission dated 5 March 2024 after receiving the aforementioned email dated 14 March 2024 at 2.17am, and had consequently lodged the police report **A/20240314/7003** at 3.14am regarding the aforementioned email and FormSG submission.
92. Both Harvey and Carissa have lodged their own respective claims in the Protection From Harassment Court as individual claimants against the same aforementioned individual Mercury Jamie Alice. The case numbers for these claims are **PHC/10330/2022** (*Vickreman Harvey Chettiar v. Mercury Jamie Alice*) and **PHC/10322/2022** (*Carissa Cheow Hui Ying v. Mercury Jamie Alice*), for which both claimants have their own existing Expedited Protection Orders (EPOs) against Mercury Jamie Alice as the Respondent. Harvey's Expedited Protection Order against Mercury is **PHC/ORC/80501/2022** and Carissa's Expedited Protection Order against Mercury is **PHC/ORC/80489/2022**. All three of us have previously been falsely personated by the same aforementioned Mercury Jamie Alice before, which was what prompted both Harvey and Carissa to obtain their own Expedited Protection Orders (EPOs) against the aforementioned Mercury Jamie Alice. These persistent instances of false personation of both Harvey and Carissa have long preceded the instances in March 2024, and in relation to Harvey have been aimed in particular at causing the successful revocation of her bail and her consequent remand.

93. In one such instance, an Instagram account was even created bearing the username @vickreman and declaring openly and unambiguously its intention to cause Harvey to be remanded in pre-trial incarceration. This Instagram account was explicitly named and referenced in the aforementioned 14 March 2024 email received by Carissa at 2.17am, and it is *prima facie* apparent that the username @vickreman is a portmanteau combining Harvey's first name "Vickreman" and the word "remand". Shortly after being alerted to the existence of this Instagram account @vickreman, Harvey had lodged a Police report G/20230212/7072 against the account for falsely personating her and defaming her. This was not the only instance where Harvey had been falsely personated by the same aforementioned Mercury Jamie Alice for the purpose of causing Harvey to be remanded.
94. We, the undersigned, wish to highlight these and ask you as Prosecution why these incidents have not been dealt with in such a swift manner as has been the case when investigating Harvey with a view to preferring ever more stacks of fresh criminal charges against her. Does the 14 March 2024 email not likewise contain messages not only of a threatening nature against multiple persons including myself, Harvey, and Carissa, but also directly admitting to seeking to frame us up so as to cause Harvey to be remanded in Prison? If so, why does it not appear to be taken as seriously, and how can Harvey start afresh with a new lease of life safely and securely if such threats against her are not also dealt with? Instead, what she has experienced in Prison is merely a fulfillment of nearly the exact physical and psychological conditions described in the 14 March 2024 email maliciously wished upon her by its sender. **Harvey does not deserve any of this; in fact, no person deserves any of this.** In order for Harvey to be able to start afresh with a new lease of life, it is essential that threats made against her, especially to cause her to be remanded to a male Prison institution, should be dealt with so that she no longer has to live in constant fear and trauma that she might come to be remanded again at any time especially because such instances of false personation are automatically attributed to her and presumed to be her doing by default. **Justice would neither be done, nor be seen to be done, if messages of a threatening nature from Harvey are acted upon immediately while messages of a threatening nature against Harvey are not acted upon whatsoever,** and continue to go unaddressed till date.
95. Harvey had already experienced further serious sexual trauma during the time she was taken into custody on 5 May 2023 after her arraignment for the **4th Charge** and subsequently brought to the basement of the State Courts Tower as part of "intake processing" procedures, and this is only a fraction of the magnitude of her daily sexual suffering in Changi Prison Complex. For comparison, she was remanded in IMH for **seven days** from 5 to 12 May 2023; at the time of writing this letter, she has already been remanded in Changi Prison Complex for **seventy days** (6 April 2024 to 14 June 2024) and counting, as she still has not been released on bail yet and it is unclear when she will be released..
96. These were the deeply-traumatic memories from after her arraignment of 5 May 2023 which she had tried to block out previously before she had involuntarily re-experienced them while she was seated in the dock on 18 March 2024, which was what ultimately caused her to suffer a panic attack on the morning of 22 March 2024 (and several more in the same afternoon) that would delay her from departing from home to proceed to the Court to attend her Bail Revocation Hearing, in consequence of which her bail has since been revoked with a Warrant of Arrest issued against her:
- a. Harvey had recounted that after her arraignment for the **4th Charge** on 5 May 2023, she was first processed via "intake", which included being forced to take off her brassiere in front of around twenty men because prisoners classified as "male" are only allowed to wear one layer of clothing on the top half of the body for security purposes. Thereafter, she was placed into a holding cell for a few hours prior to her being transported to IMH for her remand.
 - b. Harvey notes that what had happened to her during the twenty minutes when it was time for her to be taken out of the holding cell to be transported to IMH was "the far worse nightmare", and these were the memories which she had re-experienced involuntarily on 18 March 2024 when she was seated in the dock in State Court 29B, which she had hitherto thought had been largely blocked out from her memory until she had unexpectedly re-experienced these memories in the dock on 18 March 2024, which she would re-experience again involuntarily on 22 March 2024.

- c. She describes that she can neither forget nor fully remember the incidents she had experienced during these twenty minutes in the basement of the State Courts Tower, and recounts the following as part of the fragmented memories of the treatment she had experienced:
- i. She recounts that the male Aetos security officers had thought at the start that she was “trying to be funny” when she had told them that she was a woman and thus would, for what should be obvious reasons, understandably not be willing to pull her tights and panties down in front of men for them to inspect her intimate areas, and she had consequently asked for female security officers if she was to be required to strip for any such security check. In consequence of the male Aetos security officers characterizing her rightful insistence on being treated with dignity as a woman as her “trying to be funny”, she recounts that the male security officers had warned her to the effect of “try to be funny, and see what happens to you”, following which she was by then already cuffed behind her back and shackled by a connecting chain at the ankles, and had her shoulders pinned against the wall by the hands of two male Aetos security officers.
 - ii. Consequent to the male Aetos security officers refusing to let go of her, she had thus started struggling and this was followed by multiple additional male security officers entering the cell and throwing her against the wall. She recounts that after this, three pairs of hands first tore apart her fishnet overights, then ripped her foundation tights to shreds and pulled off her floral panties, and that this was followed by two male Aetos security officers forcing apart her buttocks to shine a flashlight into it, and painfully squeezing her breasts to feel that no contraband was hidden in her skin folds; consequent to three gloved fingers belonging to two male Aetos security officers intentionally penetrating her anus while forcing apart her buttocks to shine the flashlight into it, she had lost control of her bladder and urinated in front of the security officers because of the excruciating pain, wetting her floral panties which were consequently removed and bagged with her other belongings to be transported in the same prison van to IMH, whereat the floral panties were documented as having been received in a urine-soaked state. These had happened during the first five minutes of the aforementioned twenty minutes.
 - iii. She describes her memories of the next fifteen minutes as fragmented; amongst other things, she recounts having involuntarily suffered an unwanted erection due to the adrenaline rush and being unable to make it subside. She recounts that prior to her being dragged out of the holding cell, the male Aetos security officers had beaten her with batons on every part of her body below the neck during Control & Restraint (C&R), causing her body to go limp. Subsequently, because she had refused to walk out exposed after having been removed from the holding cell, she was dragged along the corridor to the Property Room to retrieve her belongings to be handed over for onward transport to IMH.
 - iv. She recounts that the Aetos security officers dragging her from the holding cell to the Property Room had mocked her “to let everyone see how much of a woman she was”, and had also pulled up her shirt-dress and held it above her chest throughout the duration they were dragging her through the various processing areas – first from the holding cell to the Property Room, and after that, from the Property Room to the vehicle sally port – leaving her body otherwise entirely bare and exposed to at least thirty other Aetos security officers along the way who were not involved in touching her body. She then recounts that while she was being dragged she had unconsciously ejaculated in the corridor on the way to the Property Room, and consequent to that she remembers seeing her seminal fluid splattered on the floor, more seminal fluid dripping from her phallus in the Property Room, and an Aetos security officer remarking that she had no shame. She further recounts that she was repeatedly asked by the Aetos security officers “So who is the prostitute now?” and told to “show everyone how much of a whore she was”, with “everyone” referring to other Aetos officers present, while they were dragging her between the holding-cell and the Property Room, and that this was in reference to the offence with which she had been charged.

- v. She recounts that while in the Property Room, she had come to understand the implication of the question being repeated beyond being merely an insult, as an indirect demand for her to offer some sexual service to them; consequent to this, after she was dragged out of the Property Room along the corridor on the way to the vehicle sally port, she had offered the male Aetos security officer who appeared to be in charge a blowjob if he gave her clothes to cover herself in order to comply with the implicit demand to prostitute herself. It was only after she had clearly acceded in intent to the Aetos security officers' demand for her to prostitute herself that her intimate areas were forcefully wiped using a rag and her ankles were briefly unchained for a few minutes while two guards were holding on to her by the arms, so that a pair of brown trousers could be put on her by Aetos security officers before handing her over sufficiently clothed to the Prison transport officers.
97. The execution of said Warrant on 5 April 2024 had resulted in her arrest and thereafter her still-ongoing pre-trial remand in Changi Prison Complex starting from 6 April 2024, and the conditions she has been experiencing on a daily basis in Prison have since far surpassed not only her experiences on 5 May 2023, but also all the cumulative sexual traumas she has experienced ever since her childhood. **We, the undersigned, wish to point out that these serious sexual traumas are for what should be obvious reasons not conducive to her rehabilitation and recovery, and should not be inflicted as the consequences of punishment against her or any other person whatsoever.**
98. After a lifetime of sexual trauma which has been completely exceeded in magnitude by what she has been going through in Prison over the past ten weeks, what she actually needs for her rehabilitation is a chance to break the cycle of retraumatization and reoffending due to trauma. From 2020 to 2023, she had attended her Court hearings without issue; her anxiety attacks on the week of 18 to 22 March 2024 were caused by recollection on 18 March 2024 of traumatic memories. Unless she is assaulted again in the State Courts, she does not expect this issue to recur in regard to the State Courts, so it is extremely unfair for Prosecution to say that she needs to be kept in remand in order to ensure her attendance at Court hearings. **She intends to apply for her case to be transferred to the Community Court** and prays that her **1st, 3rd and 4th Charges** (MCN-900647-2020, MAC-910700-2021, MCN-900757-2023) can be compounded, a community-based sentence can be issued for her **5th and 7th Charges**, and that she can be given a 2-Year Conditional Stern Warning for her **2nd Charge** (MAC-910699-2021) and six of the eight fresh charges (except for her **9th Charge** of Criminal Force, which she intends to contest) from March 2024, so that she might break the cycle of retraumatization and reoffending due to trauma.

Section E: Conclusion

99. In view of the foregoing, we, the undersigned, wish to ask that you as Prosecution consider exercising prosecutorial compassion to **grant bail to Harvey at the quantum of \$20,000, with \$15,000 pledged in non-monetary security and \$5,000 in monetary security, and that bail be granted at such time that she can be released from Prison on bail by 21 June 2024 at the latest, and preferably earlier.**
100. What Harvey actually needs for her rehabilitation and for her to not reoffend anymore due to trauma is to be around her loved ones and to be able to access psychological treatment in a safe environment free of continued retraumatization, which necessitates that she not be placed in Prison again whether as part of pre-trial remand so long as the current No Bail Order remains or if she comes to be remanded to Prison again in future, or as part of any custodial sentence imposed for any of the criminal offences she has been charged with should she come to be convicted for any of them. Continued incarceration in Prison will only further retraumatize her and make it even harder for her to break this cycle.
101. Should bail be offered to Harvey, which we the undersigned are appealing to you to consider, upon her release from Prison, she has expressed that she hopes to spend the first week in the company of her sisters and other familial companions in the safety of her own home where Carissa also resides with her, and to live with her female dignity intact and receive love, care and physical affection from us, including being able to physically hug her sisters and familial companions again.

102. She hopes to be able to reconnect with her community at this year's Pink Dot on 29 June 2024, and thereafter reintegrate into her communities which she has lost contact with and been cut off from for the past ten weeks and counting which she has been incarcerated in Changi Prison Complex ever since 6 April 2024. The support of both her closest loved ones and other members of her communities is essential to her rehabilitation and recovery, and it is only when she is no longer deprived of access to such that she will be able to begin to start her life afresh and commence the slow but necessary process of recovering from the multitude of unthinkable traumas she has had to experience repeatedly both over her lifetime before her arrest, and especially during her time in Prison now. **These are traumas that no one deserves to have to experience even once, let alone repeatedly.**

103. Justice must be grounded in compassion, and the following quote from a post dated 9 January 2021 by trauma therapist and licensed clinical social worker Heather Boorman reminds us of this:

“Compassion and Justice are not mutually exclusive.

In fact, for true justice or true compassion to exist, they must exist together.

If we do not seek accountability and pursue true justice, we allow the people who committed atrocity to continue in a life that is less than whole and less than they deserve. To be compassionate toward those who were brought to pain, we must hold the perpetrators of that pain to be responsible for the consequences. We cannot make true and lasting change without accountability and justice for the millions who've been oppressed and marginalized.

However, justice without compassion leads to punishment, violence, glee in consequences and pain. Justice without compassion leads to dehumanizing a fellow human. Justice without compassion fuels hatred and doesn't allow for change, growth, and healing. Justice without compassion leads to recidivism, crime, and suffering. We cannot achieve true life- and world- changing dialogue without compassion and first trying to understand where everyone is coming from. We cannot right a wrong by committing the same wrong directed at different people.

And so I beg of you. ALL of you. Find the compassion. Seek justice. Do these together. Nothing will change until we see each other's humanity.

Justice will not come until we can pursue it through compassion.”

104. We, the undersigned, therefore appeal to you as Prosecution to sincerely and earnestly consider all of the foregoing, and pray that you may be minded to exercise prosecutorial compassion towards Harvey. We hope that Harvey will be able to live as a free woman once again without having to continue being retraumatized daily in a male Prison institution. We ask that you pursue justice through compassion.

105. Please free Harvey. Thank you.

Yours faithfully,

The undersigned persons in their organizational and personal capacities:





