

# **Clinical & Legal Visions of Involuntary Medication to Restore Trial Competence**

**Michael A. Norko MD**

**NASMHPD Forensic Division  
2008 Annual Meeting  
September 21-24, Pittsburgh PA**

## **SELECTED BIBLIOGRAPHY**

### Articles:

Erickson SK, Ciccone JR, Schwarzkopf SB, et al.: Legal fallacies of antipsychotic drugs. *J Am Acad Psychiatry Law* 35:235-246, 2007

Gerbasi JB, Scott CL: *Sell v. U.S.*: Involuntary medication to restore trial competency – a workable standard? *J Am Acad Psychiatry Law* 32:83-90, 2004

Glancy GD, Knott TF: Psychopharmacology of violence. Five-part series in Newsletter of the American Academy of Psychiatry and the Law, April 2002 – September 2003. (complete copy available by request to Michael Norko at address below)

Herbel BL, Stelmach H: Involuntary medication treatment for competency restoration of 22 defendants with delusional disorder. *J Am Acad Psychiatry Law* 35:47-59, 2007

Leong GB: Commentary: Restorability of incompetence to stand trial – implications beyond predictive equations. *J Am Acad Psychiatry Law* 35:44-46, 2007

McNeil DE, Gregory AL, Lam JN et al.: Utility of decision support tools for assessing acute risk of violence. *J Consul Clin Psychology* 71: 945-953, 2003

Mossman D: Predicting restorability of incompetent criminal defendants. *J Am Acad Psychiatry Law* 35:34-43, 2007

Mossman D, Noffsinger SG, Ash P, et al.: AAPL Practice guideline for the forensic psychiatric evaluation of competence to stand trial. *J Am Acad Psychiatry Law* 35:S3 – S72, 2007

Norko MA, Baranoski MV: The prediction of violence; detection of dangerousness. *Brief Treatment & Crisis Intervention* 8:73-91, 2008

### Cases:

Barefoot v. Estelle, 463 U.S. 880 (1983)

Baxstrom v. Herold, 383 U.S. 107 (1966)

Estelle v. Smith, 451 U.S. 454 (1980)

Hawks v. Lazaro, 157 W. Va. 417 (W. Va. SC, 1974)

Jones v U.S., 463 U.S. 354 (1983)  
Jurek v. Texas, 428 U.S. 262 (1976)  
Lake v. Cameron, 124 U.S. App. D.C. 264 (1966)  
Lipari v. Sears, Roebuck & Co., 497 F. Supp. 185 (D. Neb. 1980)  
O'Connor v. Donaldson, 422 U.S. 563 (1975)  
Peck v The Counseling Service of Addison County, 499 A.2d 422 (Vt SC, 1985)  
Riggins v. Nevada, 504 U.S. 127 (1992)  
Sell v. U.S., 539 U.S. 166 (2003)  
Tarasoff v. Regents of the University of California, 551 P.2d 334 (1976)  
United States v. Evans, 404 F.3d 227 (4th Cir. Va. 2005)  
Washington v. Harper, 494 U.S. 210 (1990)

### **Contact Information**

Michael A. Norko MD

Law & Psychiatry Division, Yale University School of Medicine  
Connecticut Mental Health Center  
34 Park Street  
New Haven, CT 06519-1187  
[michael.norko@yale.edu](mailto:michael.norko@yale.edu)

Director of Forensic Services  
CT DMHAS  
410 Capitol Ave  
Hartford, CT 06134  
voice: 860-418-6807

[michael.norko@po.state.ct.us](mailto:michael.norko@po.state.ct.us)