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A VIGOROUS PROSECUTION OF PEACE!

Lane County Deputy DA Brik Hasselman Crimes of Wells Fargo & their Attorneys June 21, 2013. The Violation of

CUREUPTION/ CONSPIRKY LETTE TLAN PAGE OVER FOR



see Pace 1

> LANE COUNTY DISTRICT ATTORNEY'S OFFICE 125 EAST 8TH AVENUE, ROOM 400 EUGENE, OREGON 97401-2926 FAX ONLY (541) 682-3890 (541) 682-4261

October 2, 2013

Sent via Facsimile and U.S. Mail

Laura Fine Moro Law Office of Laura Fine Moro, P.C. 541 Willamette Street, Suite 403 Eugene, OR 97401

Re:

State v. Andrew Glen Clark

Lane County Circuit Court case no. 21-13-14234

DA Case no. 039-271301

## Dear Laura:

Last week, your client filed a written complaint with our office alleging my misconduct. Within that complaint, your client makes representations that indicate a clear disconnect between you and your client, or at a minimum, apparent misunderstandings.

First, your client indicates that he did not commit the crime of Stalking, and that he understands "a judge agreed it is not 'stalking'." He further represents, "A judge concurred the faxes do not represent stalking as there was no physical or actionable contact."

To my recollection, the only judicial conversation we have had regarding this matter is the settlement conference we had before Judge McAlpin on September 16<sup>th</sup>. My recollection of that discussion is that Judge McAlpin was aware of the *Rangel* case. Judge McAlpin made no assertion that the case prevented this prosecution, nor did Judge McAlpin in any way indicate he thought it absolved your client from any criminal responsibility. Perhaps you can clear up with your client why he would conclude the judge "agreed" your client's actions did not amount to Stalking.

Second, your client indicated in his complaint that I met with you on September 16, 2013, and that I "will offer [your client] a deal of some form to plead guilty to unrelated charges such as 'telephonic harassment' or 'disorderly conduct'." My recollection of our conversation is that *you* suggested the State should settle this case for a Disorderly Conduct, which you indicated was actually *your client's* idea.

You represented to me that your client suggested settling the matter for that charge in lieu of Stalking charges, yet he claims that I am trying to "use the Ankle Bracelet and threat

of jail to extort beaten down human beings into pleading guilty." He continues, "I cannot speak for other cases. In my case, pleading guilty would be committing perjury. I committed no crimes."

Given your client's posture, I don't believe there is any settlement to be reached. We have a fundamental difference of opinion regarding his acts. Despite his protestations, I believe his behavior has been criminal, and prosecution will continue. My reading of Rangel does not comport with your client's interpretation. I believe his intent through his repeated, unwanted contacts was to put the victims in fear that violent crimes would be committed against them. His reliance on the geographical separation between Eugene and Portland is unpersuasive to the State.

Further, please advise your client I have no interest in receiving communications directly from him. Any communications should be made through his counsel. I consider Mr. Clark a threat to my safety and to public safety in general.

As always, thank you for your attention to this matter.

Sincerely,

ALEX GARDNER, District Attorney

Erik V. Hasselman

Assistant District Attorney

Major Crimes Division

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