

STATE'S ATTORNEY  
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY  
120 East Baltimore Street Baltimore, Maryland 21202

DIRECT DIAL  
443-984-6000

May 6, 2016

Matthew B. Fraling, III  
Sean Malone  
2423 Maryland Avenue, Suite 100  
Baltimore, MD 21218  
Harris Jones & Malone, LLC

Catherine Flynn  
Mead, Flynn & Gray, P.A.  
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Marc L. Zayon  
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Michael Belsky  
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300 East Lombard Street, Suite 1100  
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Ivan Bates  
Tony Garcia  
201 N. Charles Street, Suite 1900  
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Andrew Graham  
Kramon & Graham, P.A.  
1 South Street, Ste 2600  
Baltimore, MD 21202

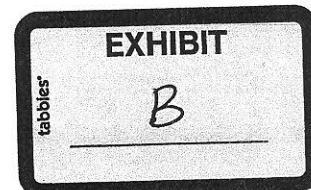
Gary Proctor  
Gary E. Proctor, LLC  
8 E. Mulberry St.  
Baltimore, Maryland 21202

Re: State v. Goodson, et al  
Case No.: 115141032-37

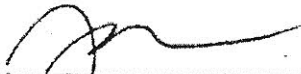
Dear Counsel,

The State met with Donta Allen on May 4, 2016. The following information was provided by Mr. Allen:

- That when Mr. Allen left a store on April 12, 2015, he was wearing basketball shorts underneath a pair of pants. After searching the outer pants and not finding anything, officers pulled Mr. Allen's pants down, and searched his shorts. They found 2 baggies of marijuana and suboxone strips in the inner lining of his basketball shorts.
- That during Mr. Allen's ride in the wagon from North Avenue to the Western District on April 12, 2015, Mr. Allen "heard a little noise" that lasted "probably less than 10 seconds." To describe the noise, Mr. Allen tapped his hand lightly on the table in front of him.



- That while Mr. Allen was speaking with a white officer at the Western District holding cell on April 12, 2015, Sgt. White walked in and stated. "We got a big problem. He's not breathing."
- That when Mr. Allen was interviewed at Homicide on April 12, 2015, he was under the influence of heroin and Xanax.



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Janice Bledsoe  
Deputy State's Attorney  
120 East Baltimore Street  
The SunTrust Bank Building  
Baltimore, Maryland 21202  
(443) 984-6000 (telephone)  
(443) 984-6217 (facsimile)  
[jbledsoe@stattorney.org](mailto:jbledsoe@stattorney.org)



**HJM** HARRIS JONES & MALONE, LLC

2423 MARYLAND AVENUE  
SUITE 100  
BALTIMORE, MARYLAND 21218

MATTHEW B. FRALING, III  
DIRECT DIAL: (410) 366-1500  
FAX NUMBER: (410) 366-1501  
matthew.fraling@mdlobbyist.com

16 May 2016

Deputy State's Attorney Janice Bledsoe  
Office of the State's Attorney for Baltimore City  
120 E. Baltimore Street  
Baltimore, Maryland 21202

Re: State v. Cesar Goodson  
Ind. # 115141032

Dear Deputy Bledsoe,

We are in receipt of your correspondence dated May 6, 2016, with regard to the State's May 4, 2016, meeting with Donta Allen and his assertions therein. For the purposes of clarification and accuracy, we would respectfully request responses from the State to the following inquiries:

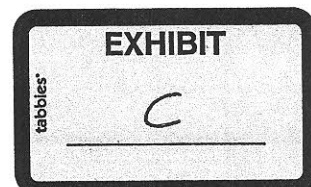
1. Were Mr. Allen's statements at the May 4, 2016, meeting memorialized by either audio and/or video means; and,
2. Would the State please itemize and detail all of its contacts to date with Mr. Allen and the contents of those contacts and/or meetings?

Thank you in advance for your attention to our inquiries and we await your prompt response to same. In the event of any questions, concerns, etc., please do not hesitate to contact me at the above-given telephone number.

Sincerely,



Matthew B. Fraling III, Esq.  
Law Office of Harris Jones & Malone, LLC  
2423 Maryland Avenue, Ste. 100  
Baltimore, Maryland 21218  
410.366.1500





STATE'S ATTORNEY  
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY  
120 East Baltimore Street Baltimore, Maryland 21202

DIRECT DIAL  
443-984-6000

May 24, 2016

Matthew B. Fraling, III  
Harris Jones & Malone, LLC  
2423 Maryland Avenue, Suite 100  
Baltimore, MD 21218

**RE: State v. Goodson**  
**Case No.: 115141032**

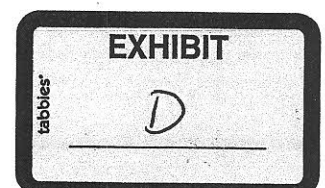
Dear Mr. Fraling:

In response to your letter dated May 16, 2016, the interview with Mr. Allen was not recorded. His attorney David Walsh Little was present during the entire interview. The State does not believe its discovery obligation extends to itemizing and detailing all of the contacts we may have had with Mr. Allan including the contents of any meetings.

Very truly yours,

A handwritten signature in black ink, appearing to read "Janice Bledsoe".

Janice Bledsoe  
Deputy State's Attorney for  
Baltimore City  
120 E. Baltimore Street, 9th Floor  
Baltimore, Maryland 21202





LAW OFFICES

JACK B. RUBIN, P.A.  
200 E. LEXINGTON STREET, SUITE 1300  
BALTIMORE, MARYLAND 21202

TELEPHONE: 410-727-8710  
FAX: 410-727-2062

JACK B. RUBIN  
STACI L. PIPKIN

June 3, 2016

Janice Bledsoe  
Michael Shatzow  
Deputy State's Attorneys  
120 East Baltimore Street  
The SunTrust Bank Building  
Baltimore, Maryland 21202

Re: *State v. Ceasar Goodson, et al.*

Dear Ms. Bledsoe and Mr. Shatzow:

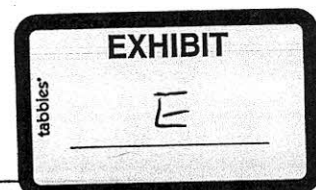
I am writing with reference to Mr. Donta Allen, who as you are aware is a primary witness in the Freddie Gray matter which is now under litigation in the Circuit Court for Baltimore City. I have been made aware of a May 6, 2016 disclosure regarding the State's conversations with Mr. Allen and statements which he provided to the State. The May 6, 2016 disclosure fails to make any mention of an extended proffer session with Mr. Allen which was held on approximately May 7, 2015. That meeting occurred in my office conference room and was attended by both of you, Mr. Albee Peisinger from your office, Mr. Allen, and myself. I feel it is my duty to advise the attorneys involved in this case and the Court of the existence of that meeting, as I feel the content of that meeting may be exculpatory in nature. Subject to the bounds of attorney-client privilege, I will make myself available for further questioning regarding the contents of that meeting.

Very truly yours,



JACK B. RUBIN

CC: The Honorable Barry G. Williams  
Matthew B. Fraling, III and Andrew Graham, Counsel for Ceasar Goodson  
Marc Zayon, Counsel for Edward Nero  
Michael Belsky and Chaz Ball, Counsel for Brian Rice  
Catherine Flynn, Counsel for Garrett Miller  
Joseph Murtha and Gary Proctor, Counsel for William Porter  
Ivan Bates and Tony Garcia, Counsel for Alicia White







STATE OF MARYLAND

\* IN THE

\* CIRCUIT COURT

v.

\* FOR

CAESAR GOODSON

\* BALTIMORE CITY

*Defendant*

\* Case No. 115141032

\* \* \* \* \*

**AFFIDAVIT OF MATTHEW B. FRALING, III**

I, Matthew B. Fraling, III am over 18 years of age, am competent to testify, and have personal knowledge of the facts and other matters contained in this affidavit:

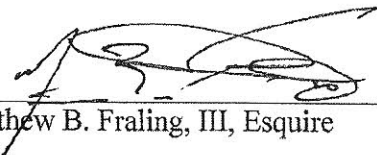
1. I am counsel for Defendant Officer Caesar Goodson.

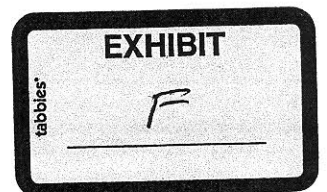
2. On Sunday, June 5, 2016, at approximately 11:30 a.m., I spoke with Deputy State's Attorney Janice Bledsoe by telephone.

3. Ms. Bledsoe stated that the State interviewed Donta Allen on May 7, 2015. Ms. Bledsoe stated that no one from the State's Attorney's Office took notes of the meeting. Ms. Bledsoe stated that the information Mr. Allen gave to the State was "consistently inconsistent." Ms. Bledsoe stated that the State is not obligated to provide any report, summary, or other information concerning the meeting.

I solemnly affirm under the penalties of perjury and upon personal knowledge that the contents of the foregoing Affidavit are true.

Date: June 5, 2016

  
Matthew B. Fraling, III, Esquire





IN THE CIRCUIT COURT FOR BALTIMORE CITY, MARYLAND

STATE OF MARYLAND

vs.

Case Numbers:

CAESAR GOODSON,  
EDWARD NERO,  
GARRETT MILLER,  
BRIAN RICE,  
ALICIA WHITE,  
WILLIAM PORTER,

115141032  
115141033  
115141034  
115141035  
115141036  
115141037

DEFENDANTS.

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REPORTER'S OFFICIAL TRANSCRIPT OF PROCEEDINGS

(Excerpt - The Court's Ruling on Defendants'  
Motion to Dismiss for Prosecutorial Misconduct  
or in the Alternative for Sanctions)

Baltimore, Maryland

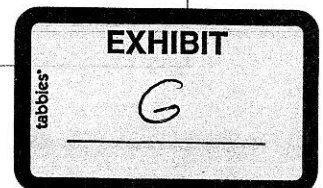
Wednesday, September 2, 2015

BEFORE:

HONORABLE BARRY G. WILLIAMS, Associate Judge

\* Proceedings Digitally Recorded \*

Transcribed by:  
Patricia Trikeriotis  
Chief Court Reporter  
Circuit Court for Baltimore City  
111 N. Calvert Street  
Suite 515, Courthouse East  
Baltimore, Maryland 21202



APPEARANCES:

For the State:

MICHAEL SCHATZOW, ESQUIRE

JANICE BLEDSOE, ESQUIRE

MATTHEW PILLION, ESQUIRE

JOHN BUTLER, ESQUIRE

For the Defendant Caesar Goodson:

MATTHEW FRALING, III, ESQUIRE

ANDREW GRAHAM, ESQUIRE

For the Defendant Brian Rice:

MICHAEL BELSKY, ESQUIRE

CHAZ BALL, ESQUIRE

For the Defendant Alicia White:

IVAN BATES, ESQUIRE

MARY LLOYD, ESQUIRE

TONY GARCIA, ESQUIRE

For the Defendant Garrett Miller:

CATHERINE FLYNN, ESQUIRE

BRANDON MEAD, ESQUIRE

For the Defendant William Porter:

JOSEPH MURTHA, ESQUIRE

GARY PROCTOR, ESQUIRE

For the Defendant Edward Nero:

MARC ZAYON, ESQUIRE

ALLISON LEVINE, ESQUIRE

T A B L E   O F   C O N T E N T S

P a g e

The Court's Ruling on Defendants' Motion to  
Dismiss for Prosecutorial Misconduct or in  
the Alternative for Sanctions (Denied)

4

1                                    P R O C E E D I N G S

2                                    (Excerpt - The Court's Ruling on Defendants'  
3 Motion to Dismiss for Prosecutorial Misconduct or in the  
4 Alternative for Sanctions began at 11:23 a.m.)

5                                    THE CLERK: All rise. Part 31 resuming its  
6 session, the Honorable Barry G. Williams presiding.

7                                    THE COURT: Thank you. Everyone may be seated.

8                                    All right. This Court has had the opportunity  
9 to hear the arguments of counsel. I reviewed all the  
10 motions and responses that have been filed and listened  
11 to the arguments of counsel.

12                                   I will start with the Motion to Dismiss for  
13 Prosecutorial Misconduct or in the Alternative for  
14 Sanctions.

15                                   In the pleadings, the defendants have outlined  
16 a number of issues, but they focus mainly on 3.6 and 3.8  
17 of the Maryland Rules of Professional Conduct.

18                                   Maryland Rule 3.6 references trial publicity,  
19 and reads as follows:

20                                   A lawyer who is participating or has  
21 participated in the investigation or litigation of a  
22 matter shall not make an extrajudicial statement that the  
23 lawyer knows or reasonably should know will be  
24 disseminated by means of public communication and will  
25 have a substantial likelihood of materially prejudicing

1 an adjudicative proceeding in the matter.

2 Rule 3.8(e) notes the special responsibilities  
3 of a prosecutor. The prosecutor in a criminal case  
4 shall, except for statements that are necessary to inform  
5 the public of the nature and extent of the prosecutor's  
6 action and that serve a legitimate law enforcement  
7 purpose, refrain from making extrajudicial comments that  
8 have a substantial likelihood of heightening public  
9 condemnation of the accused and exercise reasonable care  
10 to prevent an employee or other person under the control  
11 the prosecutor in a criminal case from making an  
12 extrajudicial statement that the prosecutor would be  
13 prohibited from making under Rule 3.6 or Rule 3.8.

14 I do note that on April 12, Mr. Freddie Gray  
15 was placed in police custody and, at some point,  
16 sustained serious injuries. On April 19, Mr. Gray died.

17 April 18 through the end of the month, there  
18 were protests in our city, which ultimately we had  
19 violence in our city, which led to the city being under  
20 curfew.

21 On May 1st, the State's Attorney held a press  
22 conference where, among other things, she announced the  
23 charges against the defendants.

24 The defendants in this case reference the  
25 statements of the State's Attorney and state that her



1 words, at a minimum, should be the basis for sanctions  
2 pursuant to the Maryland Rules or even possibly a reason  
3 to dismiss the charges.

4 It seems that the first argument of the  
5 defendants is that the State's Attorney violated their  
6 right to a fair trial by publicizing inciting rhetoric  
7 intended to heighten the public condemnation of them.

8 They refer specifically to her statement of May  
9 1 where, after announcing that she had filed charges  
10 against the defendants, she read into the record the  
11 statement of probable cause. I do have a copy of the  
12 full transcript, which I did review. But in relevant  
13 part, what the defendants seem to be referring to is the  
14 following:

15 "To the people of Baltimore and the  
16 demonstrators across America, I have heard your call for  
17 'no justice, no peace.' Your peace is sincerely needed  
18 as I work to deliver justice on behalf of this young man.

19 "I can tell you that the actions of these  
20 officers will not and should not in any way damage the  
21 important working relationship between police and  
22 prosecutors as we continue to fight together to reduce  
23 crime in Baltimore.

24 "Last, but certainly not least, to the youth of  
25 this city, I will see justice on your behalf. This is a

1 moment. This is your moment. Let's ensure that we have  
2 peaceful and productive rallies that will develop  
3 structural and systematic changes for generations to  
4 come. You're at that forefront of this cause, and as  
5 young people, our time is now.

6 "The findings of our comprehensive, thorough,  
7 and independent investigation, coupled with the Medical  
8 Examiner's determination that Mr. Gray's death was a  
9 homicide, which we received today, has led us to believe  
10 that we have probable cause to file criminal charges."

11 According to defendants, her words were  
12 broadcast in every home in America.

13 Now, it seems that the defense argument is that  
14 after the statement that she read -- after reading the  
15 indictment, she delivered the statement with passion and  
16 anger, and that was not necessary to inform the public of  
17 the nature and the extent of her actions and, therefore,  
18 is a violation of 3.6(a). Also, that she knew or should  
19 have known that such extrajudicial statements carried a  
20 substantial likelihood of heightening public condemnation  
21 of the defendants.

22 Also, defendants state by saying at the press  
23 conference that the Medical Examiner's report declared  
24 Mr. Gray's death a homicide, identifying pieces of  
25 evidence that would be presented at trial, and

1       referencing the fact that defendants made statements, and  
2       stating her opinion that the defendants were guilty.  
3       Again, the words of the defendants, the State's Attorney  
4       violated their right to a fair trial by disseminating  
5       prejudicial information that has contaminated the jury  
6       pool. These are some of the allegations that were  
7       presented here today and in the motions filed by counsel.

8               I will note that the purpose of voir dire,  
9       whether here in Baltimore or any other jurisdiction, is  
10      to ask questions to determine whether members of the  
11      venire have information concerning the case and, if so,  
12      have they formed opinions. If they have information or  
13      formed opinions, can they put that aside and make a  
14      decision based on the evidence presented in the  
15      courtroom? Conclusory statements that actions of any  
16      individual has, quote, "contaminated the jury pool," hold  
17      no weight with this court.

18             Now, as counsel are well aware, in order for  
19      this court to assess the statements of the State's  
20      Attorney in the manner put forth by them and to provide  
21      the remedy requested via the Rules of Professional  
22      Conduct, this court would have to have a hearing, receive  
23      evidence through testimony, affidavits or exhibits, and  
24      act as trier of fact.

25             It is well established that the Court of

1 Appeals has original and complete jurisdictions over all  
2 attorney disciplinary matters arising from the conduct of  
3 a member of the State Bar in Maryland. For that purpose,  
4 I would cit the Attorney Grievance Commission versus Pak,  
5 400 Md. 567 (2007); Attorney Grievance Commission versus  
6 Palmer, 417 Md. 185.

7 Generally, a trial judge adjudicates whether a  
8 lawyer has violated a rule of professional conduct if and  
9 only if the Court of Appeals has designated that the  
10 trial judge can hear an attorney discipline proceeding,  
11 which is commenced again when the Attorney Grievance  
12 Commission files in the Court of Appeals a Petition for  
13 Disciplinary or Remedial Action against a lawyer.

14 Under Maryland Rule 16-711, the Attorney  
15 Grievance Commission, appointed by the Court of Appeals,  
16 has the authority to oversee attorney disciplinary  
17 matters arising from violations of the Maryland Rules of  
18 Professional Conduct.

19 Furthermore, a violation of the Rules of  
20 Professional Conduct does not give an independent cause  
21 of action, nor does an opposing party have standing to  
22 seek enforcement of the rule through a collateral  
23 proceeding. That premise in Baltimore County versus  
24 Barnhart, 201 Md. App. 682 (2011). Clearly, the  
25 defendants in this matter qualify as an opposing party,

1 and yet that is exactly the remedy that they seek.

2 Therefore, having reviewed the Rules of  
3 Professional Conduct and relevant case law, I find that,  
4 without a complaint filed by the Attorney Grievance  
5 Commission before the Court of Appeals, referred to my  
6 administrative judge for assignment, under the  
7 circumstances presented by counsel, it is not within my  
8 power to sanction the State's Attorney as requested. So  
9 for that reason alone, I would deny the motion.

10 In the alternative, possibly aware of the  
11 court's limited authority to rule on alleged violations  
12 of the Rules of Professional Conduct, counsel seek to  
13 have this court exclude information referenced by the  
14 State's Attorney at trial. As a circuit court judge, I  
15 do have the authority to dismiss charges or suppress  
16 evidence if I deem that it is appropriate.

17 It seems the allegations regarding the State's  
18 Attorney's statements concerning the type of evidence  
19 collected, the video footage, videotaped statements,  
20 autopsy report, medical records, and the knife, the court  
21 will acknowledge, as I mentioned to Mr. Schatzow, that,  
22 generally, pretrial it is best to avoid reference to  
23 these items.

24 I do note that after being asked by a reporter  
25 whether the defendants were cooperative with the

1 investigation, the State's Attorney said "Yes." When  
2 asked if all six, she replied, "No. They gave a  
3 statement. I can't get too far into the facts of this  
4 case. I can't. I can't answer that."

5 I am obviously troubled by any prosecutor who,  
6 pretrial, would even refer to the fact that a defendant  
7 made a statement. The State attempts to brush this away  
8 by saying it was but for four words in a withdrawn  
9 statement to a question after prepared remarks. But the  
10 reality is the statement was from the State's Attorney  
11 for our city. And by definition, it is important.

12 While the day may come or may not come when the  
13 words of the State's Attorney will be assessed, parsed,  
14 and dissected for the purpose of determining if there are  
15 violations of the Rules of Professional Conduct, today is  
16 not that day.

17 Again, while I do find that the statements are  
18 important, for the purpose of ruling on the defendants'  
19 request for dismissal or exclusion, which is separate and  
20 apart from sanctions, I find that the statements and  
21 actions of the State's Attorney, while troubling, do not  
22 rise to the level where to the defendants' right to a  
23 fair trial have been violated. Nor do I find that the  
24 statements and actions are such that it would be  
25 appropriate to dismiss the charges or exclude evidence.

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I do believe that voir dire is important. And, again, whether it's in this jurisdiction or another jurisdiction, querying individuals as to what they've heard, what they know, what they believe is an important process.

Therefore, having reviewed all the documents provided, having heard the arguments of counsel, the Motion to Dismiss for Prosecutorial Misconduct or in the Alternative for Sanctions is hereby denied.

(End of excerpt - The Court's Ruling on Defendants' Motion to Dismiss for Prosecutorial Misconduct or in the Alternative for Sanctions concluded at 11:32 a.m.)

REPORTER'S CERTIFICATE

I, Patricia A. Trikeriotis, an Official Court Reporter of the Circuit Court for Baltimore City, do hereby certify that the proceedings in the matter of State of Maryland vs. Caesar Goodson, et al., Case Numbers 115141032 through 37, on September 2, 2015, before the Honorable Barry G. Williams, Associate Judge, were duly recorded by means of digital recording.

I further certify that the page numbers 1 through 12 constitute the official transcript of an excerpt of the proceedings as transcribed by me or under my direction from the digital recording to the within typewritten matter in a complete and accurate manner.

In Witness Whereof, I have affixed my signature this 12th day of September, 2015.

*Patricia Trikeriotis*

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Patricia A. Trikeriotis,  
Chief Court Reporter  
Circuit Court for Baltimore City

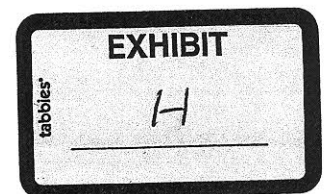




**OFFICER GOODSON'S MOTION TO DISMISS  
BASED ON THE STATE'S VIOLATIONS OF  
DEFENDANT'S CONSTITUTIONAL AND DISCOVERY RIGHTS**

**State's Supplemental Discovery Disclosures  
since January 6, 2016**

1. January 11, 2016
  - Central Booking records
2. January 25, 2016
  - Materials related to knife sales
  - Central Booking records
3. January 26, 2016
  - Materials related to knife sales
4. January 28, 2016
  - General Orders
5. February 11, 2016
  - Baltimore Police Department Mobile Crime Lab Reports
  - Compact Disc: LEICA part 1
  - Compact Disc: LEICA part 2
6. April 20, 2016
  - General Order 1105, issued March 27, 2015
7. April 22, 2016
  - Materials related to witness Kevin Marcus, Citiwatch
  - Materials related to witness Brandon Ross
8. May 6, 2016
  - MA Vehicle Inspection and Surrogate Study
9. May 9, 2016
  - Seatbelt inspection documents
10. May 24, 2016
  - Expert materials - Dr. Joseph McGowan



11. May 26, 2016

- Training records

12. May 27, 2016

- Seatbelt inspection documents
- Internal Affairs records
- Central Booking records

13. June 3, 2016

- Memorandum seized from Officer Goodson's locker

14. June 5, 2016

- Central Booking records

For items 1-5, the State filed notices of discovery with the Court.

For items 6-14, the cover letters or emails are attached behind this page.

## Amy E. Askew

---

**From:** Sarah Akhtar <SAkhtar@stattorney.org>  
**Sent:** Wednesday, April 20, 2016 4:21 PM  
**To:** MZayon@walkerzayon.com; Matthew.fraling@mdlobbyist.com; Andrew Jay Graham;  
Amy E. Askew; cflynn@meadandflynn.com; mbelsky@sbwlaw.com; cball@sbwlaw.com;  
jmurtha@mpllawyers.com; garyeproctor@gmail.com; ivan@batesgarcia.com  
**Cc:** John Butler  
**Subject:** Policy 1105 Custodial Interrogations  
**Attachments:** Policy 1105 Custodial Interrogations.pdf

Dear Counsel,

Attached please find Baltimore Police Department Policy 1105.

Sincerely,

Sarah Akhtar  
Assistant State's Attorney  
Office of the Baltimore City State's Attorney  
120 E. Baltimore Street, 9<sup>th</sup> Floor  
Baltimore, MD 21202

(443) 984-6217  
[sakhtar@stattorney.org](mailto:sakhtar@stattorney.org)

## Amy E. Askew

---

**From:** Sarah Akhtar <SAkhtar@stattorney.org>  
**Sent:** Friday, April 22, 2016 12:06 PM  
**To:** MZayon@walkerzayon.com; Andrew Jay Graham; Matthew.fraling@mdlobbyist.com; Amy E. Askew; mbelsky@sbwlaw.com; cball@sbwlaw.com; cflynn@meadandflynn.com; garyeproctor@gmail.com; jmurtha@mpllawyers.com; ivan@batesgarcia.com  
**Subject:** Cameras

Some files have been sent to you via Hightail.

Download the file - KMarcus\_Email\_040815.pdf; KMarcus\_Email\_041415.pdf

These files are password protected. If you have not yet received the password information please contact the sender. Do not contact Hightail as we are unable to access this information.

Your files will expire after 90 days.

Counsel,

Attached please find information concerning cameras on April 8, 2015. Password: password

Sarah Akhtar  
Assistant State's Attorney  
Office of the Baltimore City State's Attorney  
120 E. Baltimore Street, 9<sup>th</sup> Floor  
Baltimore, MD 21202

(443) 984-6217  
[sakhtar@stattorney.org](mailto:sakhtar@stattorney.org)

## Amy E. Askew

---

**From:** Michael Fiorenza <mfiorenza@stattorney.org>  
**Sent:** Friday, May 06, 2016 6:35 PM  
**To:** Amy E. Askew; Andrew Jay Graham; Ashley R. Levine; Catherine Flynn; Chaz Ball; Gary Proctor; Ivan Bates; Joe Murtha; Marc Zayon; Matt Fraling; Michael Belsky  
**Cc:** Mary Lloyd  
**Subject:** State Expert Van Examination

A file has been sent to you via **Hightail**.

**Download the file - MA Vehicle Inspection and Surrogate Study.zip**

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Good Afternoon:

Attached please find pictures related to State's Expert Witness Dr. Joseph McGowan's examination of the Baltimore Police Department wagon used to transport Freddie Gray.

Best,

Michael C. Fiorenza  
Office of the State's Attorney for Baltimore City  
120 E. Baltimore Street, 10<sup>th</sup> Floor  
Baltimore, Maryland 21202  
443-984-6170  
[mfiorenza@stattorney.org](mailto:mfiorenza@stattorney.org)

## Amy E. Askew

---

**From:** Sarah Akhtar <SAkhtar@statorney.org>  
**Sent:** Monday, May 09, 2016 10:58 AM  
**To:** Andrew Jay Graham; Matthew.fraling@mdlobbyist.com; Amy E. Askew; mbelsky@sbwlaw.com; cball@sbwlaw.com; cflynn@meadandflynn.com; garyeproctor@gmail.com; jmurtha@mpllawyers.com; MZayon@walkerzayon.com; ivan@batesgarcia.com  
**Cc:** John Butler  
**Subject:** Seatbelt Inspection email  
**Attachments:** Seat Belt Inspection.pdf; PCM\_Seat Belts.pdf

Counsel-Attached please find email on seat belt inspection.

Sincerely,

Sarah Akhtar  
Assistant State's Attorney  
Office of the Baltimore City State's Attorney  
120 E. Baltimore Street, 9<sup>th</sup> Floor  
Baltimore, MD 21202

(443) 984-6217  
[sakhtar@statorney.org](mailto:sakhtar@statorney.org)

## Amy E. Askew

---

**From:** Sarah Akhtar <SAkhtar@stattorney.org>  
**Sent:** Tuesday, May 24, 2016 12:17 PM  
**To:** Matthew.fraling@mdlobbyist.com; Amy E. Askew; Andrew Jay Graham  
**Cc:** John Butler  
**Subject:** Joseph McGowan  
**Attachments:** Gray time distance analysis.pdf; Gray Time Distance graphic.pdf

Counsel-

The State recently learned that Dr. McGowan prepared or had prepared the attached. Although not likely discoverable, we disclose it out of an abundance of caution.

Sarah Akhtar  
Assistant State's Attorney  
Office of the Baltimore City State's Attorney  
120 E. Baltimore Street, 9<sup>th</sup> Floor  
Baltimore, MD 21202

(443) 984-6217  
[sakhtar@stattorney.org](mailto:sakhtar@stattorney.org)



**Amy E. Askew**

---

**From:** Sarah Akhtar <SAkhtar@stattorney.org>  
**Sent:** Thursday, May 26, 2016 11:15 AM  
**To:** Andrew Jay Graham; Matthew.fraling@mdlobbyist.com; Amy E. Askew  
**Cc:** John Butler  
**Subject:** Police training

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Your files will expire after 90 days.

Counsel – attached are additional documents we received from the BPD Legal. Received today. Please let me know whether you have any questions.

Password: password

Sincerely,

Sarah Akhtar  
Assistant State's Attorney  
Office of the Baltimore City State's Attorney  
120 E. Baltimore Street, 9<sup>th</sup> Floor  
Baltimore, MD 21202

(443) 984-6217  
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