



HARRIS COUNTY CRIMINAL LAWYERS ASSOCIATION

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June 12, 2015

Hon. Devon Anderson
District Attorney, Harris County
1201 Franklin, 6th Floor
Houston, Texas 77002

Re: Alfred D. Brown Unresolved Matters

Dear Madam District Attorney,

As President of the Harris County Criminal Lawyers Association, I am formally requesting action by your office in regard to the unresolved issues remaining around the Alfred Brown case. We at HCCLA commend your office for realizing that this was not a case that should be prosecuted. As an organized body representing over 700 officers of the court, we call on you now, however, to fully and publicly investigate the following matters:

- 1) Whether Assistant District Attorney Dan Rizzo committed the crimes of perjury, obstruction of justice, and/or official oppression by deliberately hiding exculpatory evidence related to Mr. Brown's defense.
- 2) Whether Mr. Rizzo committed the crimes of official oppression, obstruction of justice, and/or tampering with a witness by (a) attacking Ms. Dockery in the grand jury and threatening CPS or criminal action; and (b) falsely prosecuting Ms. Dockery in order to force her to change her testimony, so that he would gain an advantage in Mr. Brown's prosecution.
- 3) Whether Ms. Dockery's conviction for Aggravated Perjury should be overturned because of the unethical actions of Mr. Rizzo.
- 4) Whether your office should lodge a formal complaint with the Texas State Bar seeking appropriate sanctions for Mr. Rizzo's conduct.

Please consider whether your office should seek the selection of a special prosecutor to investigate Mr. Rizzo's action because many of the individuals in your current administration are too close to Mr. Rizzo to maintain objectivity.

Dismissal is only the first step. A prosecutor's violation of his or her oath is the most serious abrogation of duty one can imagine. We ask, as your fellow officers of the court, that your office take on the responsibility to balance the scales in this case. So that the public might have full confidence in your continued leadership as District Attorney, we ask you to address these matters fully, openly, and fairly; but most importantly, swiftly.

We stand ready to offer assistance in finding pro bono attorneys for Ms. Dockery, and in suggesting some names for the short list of potential special or pro tem prosecutors, including George McCall Secrest, Robert A. Jones, Mike Deguerin, and Robert Pelton.

We look forward to your reply, and to working together to move forward and restore public confidence in the administration of justice here in Harris County.

Sincerely,

A handwritten signature in black ink, appearing to read "JMusick". The signature is fluid and cursive, with the first letter "J" being large and stylized.

JoAnne Musick

President

Harris County Criminal Lawyers Association