Jill E. Clark

From:

Jill E. Clark

Sent:

Wednesday, September 09, 2009 7:15 PM

To: Subject: Dixon, Christopher J. RE: You can imagine

What possible reason would you have to not simply add my name to the emails?

Further, I do not agree that these were "procedural." These discussions ended up having a huge impact on my client.

You are not answering all of my questions, and since you have not indicated what you did to make sure that Ritschel followed the Court's order not to review the hard-drives until the court had reviewed them, I can only assume that you did nothing.

Thanks,

Jill Clark

Jill Clark, P.A.

(0) 763 417-9102

From home computer

From: Dixon, Christopher J. [mailto:Christopher.Dixon@ci.minneapolis.mn.us]

Sent: Wednesday, September 09, 2009 2:06 PM

To: Jill E. Clark

Subject: RE: You can imagine

Jill:

In regards to the 6/5 email and 6/19 email I contacted or responded to the judge's clerk in regards to procedural issues only. No substantive issues were addressed. I had no ex parte communications.

Christopher J. Dixon
5th Precinct Community Attorney
City of Minneapolis - Office of City Attorney
(612) 673-5402 Fax (612) 673-2189
christopher.dixon@ci.minneapolis.mn.us

From: Jill E. Clark [mailto:jill@jillclarkpa.com]
Sent: Wednesday, September 09, 2009 10:04 AM

To: Dixon, Christopher J. **Subject:** FW: You can imagine

In addition to email below, please explain why you did not copy me on the June 19, 2008 email to Judge Porter's Clerk (3:47 p.m.). You didn't think I had a right to know about what was happening to my client's data?

Jill Clark, Esq.

Exhibit 32

Jill Clark, P.A.

Telephone: 763/417-9102

Fax: 763/417-9112 jill@jillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.

From: Jill E. Clark

Sent: Wednesday, September 09, 2009 10:00 AM **To:** 'christopher.dixon@ci.minneapolis.mn.us'

Subject: FW: You can imagine

Mr. Dixon, I am forward you the below email as a professional courtesy, because I used your name.

I want you to tell me, by tomorrow morning at 7, why you failed to copy me on the June 5, 2008 email to Judge Porter's Clerk, telling her that the material from Stepnes' computer were on a hard-drive instead of a computer, and offering to have an ex parte MPD session in chambers with the Judge instead of complying with his June, 2008 order. I think I owe you the opportunity to explain yourself.

Jill Clark, Esq. Jill Clark, P.A.

Telephone: 763/417-9102

Fax: **763/417-9112** jill@jillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.

From: Jill E. Clark

Sent: Wednesday, September 09, 2009 9:54 AM

To: sara.lathrop@ci.minneapolis.mn.us

Cc: Michael Sullivan; 'Jeanette Bead'; 'Jeanette Bead'; james.moore@ci.minneapolis.mn.us

Subject: You can imagine

My shock, when I am learning for the first time today that Christopher Dixon of your office sent an email to Judge Porter's clerk dated June 5, 2008, on which I was not copied.

It is also, in addition, shocking to learn for the first time that the MPD violated Judge Porter's order to provide him with disks of the hard-drives. I am just now learning that the disk copies were never made, and that, instead, the computer contents were dumped onto a city hard-drive. This was bad planning, but even worse, why wasn't this information give to me in June 2008? What ***possible*** reason did Dixon have to keep this from me?

What a relief that the Judge responded that it would be inappropriate for MPD to assist in the viewing, and his Clerk copied me. But I did not know then what I know now. I was **never**

told that the contents of the computers were not dumped into disks. That MPD had the material on their hard-drive the entire time. What a breach.

Jill Clark, Esq. Jill Clark, P.A.

Telephone: 763/417-9102

Fax: 763/417-9112 jill@iillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.

Jill E. Clark

From:

Jill E. Clark

Sent: To: Wednesday, September 09, 2009 10:22 AM 'christopher.dixon@ci.minneapolis.mn.us'

Subject: Attachments: FW: You can imagine Hanson emails.pdf

I am finally to the end of 53 pages of emails, many of which I never saw before, and which information was not provided to me prior.

I am looking at a November 11, 2008 email from Dale Hanson to you asking,

"Do you know if the court is still holding onto a storage hard drive, from the Paul Stepnes case, that I brought over there for the court to examine? I don't believe it was ever returned. Can you check on that and let me know."

I am also looking at an email from Dale Hanson to you dated September 12, 2008 (3:46 p.m.) in which he tells you that the Court never contacted Tony Pollock at the Hennepin County Crime Lab. So you knew that the Court had not done the review of the data for attorney-client privilege – correct?

Did the referenced hard-drive ever get from the Judge's chambers to Dale Hanson? And if so — what do you know about it, and what was your involvement? And show me where you instructed police <u>not</u> to go into that data because the Judge had not cleared it yet. Show me evidence of you doing your job as attorney to protect the attorney-client privilege and follow the Court's order.

Jill Clark, Esq. Jill Clark, P.A.

Telephone: 763/417-9102

Fax: 763/417-9112 jill@jillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.

From: Jill E. Clark

Sent: Wednesday, September 09, 2009 10:04 AM **To:** 'christopher.dixon@ci.minneapolis.mn.us'

Subject: FW: You can imagine

In addition to email below, please explain why you did not copy me on the June 19, 2008 email to Judge Porter's Clerk (3:47 p.m.). You didn't think I had a right to know about what was happening to my client's data?

Jill Clark, Esq.

Jill Clark, P.A.

Telephone: 763/417-9102

Fax: **763/417-9112** jill@jillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.

From: Jill E. Clark

Sent: Wednesday, September 09, 2009 10:00 AM **To:** 'christopher.dixon@ci.minneapolis.mn.us'

Subject: FW: You can imagine

Mr. Dixon, I am forward you the below email as a professional courtesy, because I used your name.

I want you to tell me, by tomorrow morning at 7, why you failed to copy me on the June 5, 2008 email to Judge Porter's Clerk, telling her that the material from Stepnes' computer were on a hard-drive instead of a computer, and offering to have an ex parte MPD session in chambers with the Judge instead of complying with his June, 2008 order. I think I owe you the opportunity to explain yourself.

Jill Clark, Esq. Jill Clark, P.A.

Telephone: 763/417-9102

Fax: 763/417-9112 jill@jillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.

From: Jill E. Clark

Sent: Wednesday, September 09, 2009 9:54 AM

To: sara.lathrop@ci.minneapolis.mn.us

Cc: Michael Sullivan; 'Jeanette Bead'; 'Jeanette Bead'; james.moore@ci.minneapolis.mn.us

Subject: You can imagine

My shock, when I am learning for the first time today that Christopher Dixon of your office sent an email to Judge Porter's clerk dated June 5, 2008, on which I was not copied.

It is also, in addition, shocking to learn for the first time that the MPD violated Judge Porter's order to provide him with disks of the hard-drives. I am just now learning that the disk copies were never made, and that, instead, the computer contents were dumped onto a city hard-drive. This was bad planning, but even worse, why wasn't this information give to me in June 2008? What ***possible*** reason did Dixon have to keep this from me?

What a relief that the Judge responded that it would be inappropriate for MPD to assist in the viewing, and his Clerk copied me. But I did not know then what I know now. I was **never**

told that the contents of the computers were not dumped into disks. That MPD had the material on their hard-drive the entire time. What a breach.

Jill Clark, Esq. Jill Clark, P.A.

Telephone: 763/417-9102

Fax: 763/417-9112 jill@jillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.

Jill E. Clark

From:

Jill E. Clark

Sent:

Thursday, September 10, 2009 7:30 AM

To: Subject: 'Dixon, Christopher J.' RE: You can imagine

Mr. Dixon, I want to clarify that I am not suggesting that the Clerk did anything improper. I am asking why you, as an attorney, did not err on the side of copying me – when so much was at stake?

Jill Clark, Esq. Jill Clark, P.A.

Telephone: 763/417-9102

Fax: 763/417-9112 jill@jillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.

From: Dixon, Christopher J. [mailto:Christopher.Dixon@ci.minneapolis.mn.us]

Sent: Wednesday, September 09, 2009 2:06 PM

To: Jili E. Clark

Subject: RE: You can imagine

Jill:

In regards to the 6/5 email and 6/19 email I contacted or responded to the judge's clerk in regards to procedural issues only. No substantive issues were addressed. I had no ex parte communications.

Christopher J. Dixon
5th Precinct Community Attorney
City of Minneapolis - Office of City Attorney
(612) 673-5402 Fax (612) 673-2189
christopher.dixon@ci.minneapolis.mn.us

From: Jill E. Clark [mailto:jill@jillclarkpa.com]
Sent: Wednesday, September 09, 2009 10:04 AM

To: Dixon, Christopher J. **Subject:** FW: You can imagine

In addition to email below, please explain why you did not copy me on the June 19, 2008 email to Judge Porter's Clerk (3:47 p.m.). You didn't think I had a right to know about what was happening to my client's data?

Jill Clark, Esq. Jill Clark, P.A.

Telephone: 763/417-9102

Fax: **763/417-9112** iill@jillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.

From: Jill E. Clark

Sent: Wednesday, September 09, 2009 10:00 AM **To:** 'christopher.dixon@ci.minneapolis.mn.us'

Subject: FW: You can imagine

Mr. Dixon, I am forward you the below email as a professional courtesy, because I used your name.

I want you to tell me, by tomorrow morning at 7, why you failed to copy me on the June 5, 2008 email to Judge Porter's Clerk, telling her that the material from Stepnes' computer were on a hard-drive instead of a computer, and offering to have an ex parte MPD session in chambers with the Judge instead of complying with his June, 2008 order. I think I owe you the opportunity to explain yourself.

Jill Clark, Esq. Iill Clark, P.A.

Telephone: 763/417-9102

Fax: **763/417-9112** jill@jillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.

From: Jill E. Clark

Sent: Wednesday, September 09, 2009 9:54 AM

To: sara.lathrop@ci.minneapolis.mn.us

Cc: Michael Sullivan; 'Jeanette Bead'; 'Jeanette Bead'; james.moore@ci.minneapolis.mn.us

Subject: You can imagine

My shock, when I am learning for the first time today that Christopher Dixon of your office sent an email to Judge Porter's clerk dated June 5, 2008, on which I was not copied.

It is also, in addition, shocking to learn for the first time that the MPD violated Judge Porter's order to provide him with disks of the hard-drives. I am just now learning that the disk copies were never made, and that, instead, the computer contents were dumped onto a city hard-drive. This was bad planning, but even worse, why wasn't this information give to me in June 2008? What ***possible*** reason did Dixon have to keep this from me?

What a relief that the Judge responded that it would be inappropriate for MPD to assist in the viewing, and his Clerk copied me. But I did not know then what I know now. I was **never** told that the contents of the computers were not dumped into disks. That MPD had the material on their hard-drive the entire time. What a breach.

Jill Clark, Esq. Jill Clark, P.A.

Telephone: 763/417-9102

Fax: 763/417-9112 jill@jillclarkpa.com

This email may contain confidential or privileged communications. If you are not the proper recipient of this email, please destroy it and let us know that you have done so. If you are a client and want to discuss the risks associated with emails, or if you do not wish to have us communicate via email, please let us know.