

Jill E. Clark

From: Jill E. Clark
Sent: Saturday, May 31, 2008 10:20 AM
To: 'peter.ritschel@ci.minneapolis.mn.us'
Cc: 'Marzitelli,Patrick A'; 'chris.dixon@ci.minneapolis.mn.us'; 'dana.banwer@ci.minneapolis.mn.us'
Subject: Stepnes matter

1. As of this morning, the sign had not yet been put back up at the Irving Av. So. Address as ordered by Judge Porter. Why not?
2. We have heard no plan from police/State to protect attorney-client privilege. No one even bothered to ask us for the names of Stepnes' attorneys. I am concerned that the "inventory" will indeed violate the privilege.
3. I want to receive any case citations, documents, and/or arguments to be referenced to the Court in the June 2, 2 pm hearing, by 10 am that morning. I will object to any argument/citation/document that has not been provided to me, in advance, so that I can prepare for court.
4. Please note that now that I have reviewed the search warrant affidavit, I am convinced that the State does not have a criminal case. I am willing to sit down with the prosecutor who will be making the decision, to discuss facts. Happy to meet with the Police Office, too, with Mr. Marzitelli present, to discuss facts. The search warrant affidavit is twisting the facts to try to create an impression that something is wrong. In this situation, that is particularly egregious.
5. Mr. Marzitelli asked about a digital camera. The only digital camera that I am aware of is one that Stepnes was using himself, to take pictures of evidence for the false arrest case. We are requesting that you return that immediately. It was not in the search warrant.

Thanks,

P.S. I am guessing at Mr. Dixon's email address, so if one of the others could forward to him, that would be great.

Jill Clark

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.

Exhibit 7

Jill E. Clark

From: Ryan, Catherine E. [Catherine.Ryan@courts.state.mn.us]
Sent: Thursday, June 12, 2008 1:03 PM
To: Jill E. Clark
Subject: RE: Stepnes matter

Please send the list to the court only. In camera.

Catherine E. Ryan
Law Clerk to Judge Charles A. Porter, Jr.
300 South Sixth Street
C-1810
Minneapolis, MN 55487
(612) 596-1101
catherine.ryan@courts.state.mn.us

From: Jill E. Clark [mailto:jill@jillclarkpa.com]
Sent: Tuesday, June 10, 2008 10:44 AM
To: Ryan, Catherine E.
Cc: christopher.dixon@ci.minneapolis.mn.us
Subject: Stepnes matter

I have this list of Stepnes' attorneys (for the Judge to consider as he is reviewing the hard-drive copies that I presume the City has provided to him). Do I submit that ex parte as part of the in camera review, or does it need to be publicly filed?

And if this is not the proper way to submit this request, I will surely do it however you believe it is appropriate (I only sent emails in the last round, because I was responding to emails from the City).

Thanks,

Jill Clark

Telephone: 763/417-9102 Fax: 763/417-9112
jill@jillclarkpa.com

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Exhibit 8

Jill E. Clark

From: Ryan, Catherine E. [Catherine.Ryan@courts.state.mn.us]
Sent: Tuesday, June 24, 2008 3:54 PM
To: Dixon, Christopher J.; Ghani, Saleem A.
Cc: Porter, Charles (Judge); Jill E. Clark
Subject: hard drive

Categories: civil case OPEN

Mr. Dixon and Mr. Ghani:

I understand that district court IT has been unable to make progress on the Stepnes hard drive because it does not have the proper equipment. Because the city has been ordered to produce the hard drive for the purpose of Judge Porter conducting an *in camera* review of its contents, and because it is most appropriate for Judge Porter to have district court IT, rather than the MPD, help retrieve the data, the city is obligated to provide district court IT with whatever equipment is necessary to successfully retrieve all of the data. Any refusal or unreasonable delay by the city to provide the necessary equipment violates Judge Porter's order.

Mr. Ghani, please tell Mr. Dixon what you need to get the job done. Let me know if you have any problems getting the necessary equipment from the city.

Katie

Catherine E. Ryan
Law Clerk to Judge Charles A. Porter, Jr.
300 South Sixth Street
C-1810
Minneapolis, MN 55487
(612) 596-1101
catherine.ryan@courts.state.mn.us

Exhibit 9

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

**PLACEHOLDER FOR
CLARK AFFIDAVIT EXHIBIT 10**

Paul Stepnes, et al,

Plaintiff(s)

v.

Case Number: *08-CV-5296 (DWF/AJB)*

Peter Ritschel, et al,

Defendant(s)

This document is a place holder for the following item(s) which are filed in conventional or physical form with the Clerk's Office:

Minneapolis CAPRS Police Supplement No. 9 (1 pg.) (document)(Clark Aff. Exh. 10)

If you are a participant in this case, this filing will be served upon you in conventional format.

This filing was not e-filed for the following reason(s):

Voluminous Document* (Document number of order granting leave to file conventionally:)

Unable to Scan Documents (e.g., PDF file size of one page larger than 2MB, illegible when scanned)

Physical Object (description):

Non Graphical/Textual Computer File (audio, video, etc.) on CD or other media

Item Under Seal pursuant to a court order* (Document number of protective order: **20**)

Item Under Seal pursuant to the Judicial Conference Privacy Policy (General Order 53)
(Document number of redacted version:)

Other (description):

* Filing of these items requires Judicial Approval.

E-file this place holder in ECF in place of the documents filed conventionally. File a copy of this Placeholder and a copy of the NEF with the Clerk's Office along with the conventionally filed item(s).

Jill E. Clark

From: Jill E. Clark
Sent: Monday, April 27, 2009 3:14 PM
To: 'Lathrop, Sara J'
Subject: RE: Confidential

OK.
Police sent them to Judge Porter – but the court IT guy could not view them, different software/hardware was requested by the Court, although the Judge indicated that if MPD didn't get it to him ASAP that he was not going to review. Don't know what finally happened.

Tx.

Jill Clark, Esq.
Jill Clark, P.A.
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Fax: 763/417-9112
jill@jillclarkpa.com

(c)

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From: Lathrop, Sara J [mailto:Sara.Lathrop@ci.minneapolis.mn.us]
Sent: Monday, April 27, 2009 2:32 PM
To: Jill E. Clark
Subject: RE: Confidential

(b)

I am going to have to double check on some of your questions, but I haven't viewed them, and I haven't sent them to anyone.

From: Jill E. Clark [mailto:jill@jillclarkpa.com]
Sent: Monday, April 27, 2009 1:47 PM
To: Lathrop, Sara J
Subject: Confidential

(a)

Sara,

Just so you are aware, the disk(s) that were made of Stepnes' laptop(s) that were wrongfully seized, are deemed "confidential" and should not be given to anyone, or reviewed by anyone until I see them, and then I can be more specific about what is marked "confidential."

Where are they now?

Have they been given to anyone to date?

Exhibit 11

Jill Clark, Esq.

Jill Clark, P.A.

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jill@jillclarkpa.com

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