

Jeff Weinhaus

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2727 Hwy K
Bonne Terre, MO 63628

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Mathew C. Becker
Prosecuting Attorney
Franklin County, Missouri
15 S. Church Street Rm 204
Union, MO 63084

Dear Mr. Becker,

Greetings from the friendly confines of the Bonne Terre Correctional Center. I wanted to write and appeal to your sense of justice. On 9 11 12 I was shot at 6 times hit twice in the head and twice in the chest. This shooting occurred in Franklin County at the MFA station on Hwy K. The shooters have never been brought to justice.

The role of the prosecutor is clearly distinct and fundamentally different from that of lawyers who represent clients. The ABA and the Association of American Law Schools recognized the distinction in their Joint Conference Report on Professional Responsibility, concluding that "a prosecutor cannot take as a guide for the conduct of his office the standards of an attorney appearing on the behalf of an individual client. The freedom elsewhere wisely granted to partisan advocacy must be severely curtailed if the prosecutor's duties are properly discharged". Presumably, Model Rule 3.8 the only rule specifically directed solely to prosecutors, should adequately address their distinct duties and responsibilities. According to Model Rule 3.8. The prosecutor in a criminal case shall: (a) refrain from prosecuting a charge that the prosecutor knows is not supported by probable cause (b) make reasonable efforts to assure that the accused has been advised of the rights of the rights to and procedure for obtaining counsel and has been given reasonable opportunity to obtain counsel. (d) make timely disclosure to the defense of all evidence or information known to the prosecution that tends to mitigate the guilt of the accused or mitigates the offense, and, in connection with sentencing, disclose to the defense all mitigating information.

Mr. Becker in light of the opinion filed August 20, 2019 in case #WD82081, Mr. Parks should have known that Sgt. Folsom had PTSD before he shot me. He knew that he had nerve injury partial paralysis that caused tremors shaking. However according to this opinion "his PTSD gives him false signals of being under threat, he is fearful of pulling a gun and shooting someone when they are merely reaching into their back pocket for a wallet, etc." It would have been nice to be able to impeach him with this information at my trial, since this is exactly how he misinterpreted his encounter with me. Folsom lied throughout his encounter with me on 9 11 12. There are over 25 lies in his initial reports, depositions and at trial. The Prosecutor Mr. Parks choose to withhold not only the information about the PTSD, but the FBI testimony that they did not see me try to draw or a weapon on me for that matter.

I have been convicted of assaulting Sgt. Folsom by shooting him. I was the only one shot and that by an officer who was diagnosed with PTSD after he killed someone else back in 2000. Simply put Sgt. Folsom should have never had a gun and a badge. Your predecessor knew that and keep it from, the defense, the judge and the jury. You have an ethical obligation to seek justice and I'm calling on you to do just that. My encounter with Sgt. Folsom and CPR. Mertens on 8 22 12 was in violation of RSMO 043.200. The Search Warrant was no good which means the Arrest Warrant of 9 11 12 was the fruit of a poisonous tree.

Sgt. Folsom who lied to lure me into the parking lot with a ruse that he had been ordered by the court to return my illegally seized publishing equipment. That was the beginning of the lies that fateful Tuesday afternoon. He lied about having "papers for me to sign", he lied about " get your hand off the gun", he lied about what side my holster was on that is the beginning of the lies. Even his own back up the FBI could not and would not back up his lies. Mr. Becker one day you will stand before a Judge who can't be bribed or bought who is all knowing and this case will be on the docket. Would you please move to release me and bring charges against Sgt. Folsom and Cpr. Mertens for perjury, and my attempted murder. Thank you.

Sincerely,

Jeff Weinhaus