

THE STATE OF NEW HAMPSHIRE

SUPERIOR COURT

STRAFFORD COUNTY

OCTOBER TERM 2003

NO. 03-C-207

COURT ()

JURY (X)

JEFFREY MARSHALL v. CHAD EVANS

DEFENDANT'S ANSWER

NOW COMES Chad Evans, pro se, Defendant in this matter, and submits the following answer to the allegations in the instant petition:

1. The Defendant admits that he was the one accused of the murder of Kassidy Bortner as alleged in paragraph 1, but has insufficient knowledge on which to base a conclusion as to the truth or falsity of the allegation pertaining to the Plaintiff becoming a "material witness", AND BY WAY OF FURTHER ANSWER STATES: that while he presumes paragraph 1. to be true, the Defendant is unsure exactly when the Plaintiff became a material witness.

2. The Defendant denies the allegations in paragraph 2, AND BY WAY OF FURTHER ANSWER STATES: that the accusations made, were made in the course of judicial proceedings, during the Defendant's criminal trial where he gave no testimony. Thus, the statements at issue were made by Defendant's attorneys in

the context of presenting a defense. Upon information and belief, the Defendant's attorneys made no accusations against the Plaintiff outside of such proceedings.

3. The Defendant denies all allegations in paragraph 3 except that which alleges that he stood accused of second degree murder in Strafford County Superior Court.

4. The Defendant admits that he was convicted of the murder of Cassidy Bortner as alleged in paragraph 3, but has insufficient knowledge on which to base a conclusion as to the allegation of "other offenses" absent Exhibit 1. or any further specificity. The Defendant also has insufficient knowledge on which to base a conclusion as to whether the Plaintiff was ever considered a suspect in the investigation of Cassidy Bortner's death, AND BY WAY OF FURTHER ANSWER STATES: that "Exhibit 1.", as referenced in paragraph 4, was not attached to the documents served on the Defendant.

5. The Defendant admits that he was convicted of the crime but denies all other allegations in paragraph 5, AND BY WAY OF FURTHER ANSWER STATES: that it was Defendant's attorneys who made such charges against the Plaintiff in the course of judicial proceedings. The Defendant takes strong exception to Plaintiffs conclusions of law which appear to be erroneous.

6. The Defendant reasserts whatever admissions, denials, and further answers made in paragraphs 1 through 5, but denies all other allegations made in paragraph 6, AND BY WAY OF FURTHER

ANSWER STATES: that although the accusations complained of by the Plaintiff were made by the Defendant's attorneys, in the course of judicial proceedings, where the Defendant himself offered no testimony; the Defendant maintains that the Plaintiff, Jeffrey Marshall, is the person actually responsible for the death of Kassidy Bortner.

Respectfully submitted,

By _____
Chad Evans, pro se,
P.O. Box 14
Concord, New Hampshire
03302

DATED: October 3, 2003

CERTIFICATION

I hereby certify that a copy of the foregoing Answer has been mailed, postage prepaid, on this 3rd day of October, 2003 to Plaintiff's Attorney, Stephen C. Brown, at 21 South Main Street Rochester, New Hampshire 03820.

Chad Evans, pro se