

Maggie Hassan
Governor, State of NH
107 North Main Street
Concord, NH 03302

December 28, 2012

Governor Hassan,

Congratulations on your recent election as Governor. I look forward to the leadership you will provide our great state over the next several years.

I write to you as an innocent man who has been wrongfully incarcerated for the past twelve years for a crime I did not commit. I do not simply ask you to take my word that I am innocent, but to objectively examine the incontrovertible evidence that supports my claim.

It is said that the criminal justice system is supposed to be a search for truth. However, that has not been my experience. Rather, the focus has always seemed to be on holding someone, anyone, responsible for the unfortunate and untimely death of Cassidy Bortner. I just happened to be the boyfriend of Cassidy's mother, therefore a much higher statistical probability as the abuser. In addition, I told a silly fib about something, knowing it had nothing to do with Cassidy's death, however, this mistake gave the police the very wrong impression of me. Thereafter the authorities disregarded evidence that did not support their theory of my guilt. Moreover, the person who was responsible for Cassidy's care during the last several hours of her life and to whom nearly all evidence points in my upcoming motion for new trial was initially given significant credibility based on his willingness to take a polygraph examination. Except on the day of his scheduled examination, he refused to take the exam and has steadfastly refused in the years since.

As part of the ongoing efforts to prove my innocence, I sought, have taken, and passed two different types of lie detection test with No Deception Indicated. I was asked a variety of questions in these tests about abusing or harming Cassidy. In 2010 I took a Voice Stress Analysis (VSA) and in 2011 I took the more widely known polygraph examination. Upon further review of the polygraph results by the state police, the results were deemed invalid due to perceived technical errors. Accordingly, I have requested to have a third examination done at my expense, but the Attorney General's office does not support this; why? Shouldn't finding out the truth about what happened to Cassidy be the result that matters to all? I request your support in this matter.

In 2002, the Attorney General's office testified before the legislature that it was the state's position that a 2% false conviction rate was acceptable. The question that must be asked is, acceptable to whom? It is certainly not acceptable to the people, like myself, who happen to be innocent of the crimes for which we were convicted. It should not be acceptable to a free society that purports to hold dear the premise that it is better to allow ten guilty people to go free lest a single innocent person be wrongly convicted.

It is on the above basis that I sincerely and humbly request your assistance in clearing my name of the unjust conviction that I struggle against everyday. At the very least, I request that you direct the Attorney General's Office to cease the obstruction of my efforts to prove my innocence.

Thank you very much for your time and attention to this matter.

Sincerely,

Chad Evans

Maggie Hassan
Governor, State of NH
107 North Main Street
Concord, NH 03302

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Governor Hassan,

Congratulations on your recent election as Governor. I look forward to the leadership you will provide our great state over the next several years.

My name is Chad Evans and I am a wrongly convicted man who just started his 12th year of incarceration for the death of Kassidy Bortner. Kassidy was the daughter of my then girlfriend, Amanda Bortner. I do not expect you to take it on my word that I am not guilty. I believe there is more than sufficient evidence to support my innocence. In an attached list you can find details about this evidence where the following points are discussed:

- Kassidy's mother, Amanda, consistently maintains she was coerced and pressured by the police into saying many things that were not true.
- The lack of physical evidence found to support the many claims made by the police and prosecution. This despite the fact that an exhaustive search was made of my house, car, and property.
- Significant advances in science over the past decade, especially regarding traumatic brain injury.
- Inability by each opposing forensic pathologist to definitively pinpoint what caused Kassidy's death.
- Kassidy suffered at least two significant falls, landing on her head both times, while in the care of her baby-sitter just days prior to her death.

I have the utmost respect for law enforcement. However, they focused their investigation far too quickly and narrowly in scope, thus excluding all other possibilities. Certainly, the death of a child is an especially emotional event for all involved. The folks in law enforcement are no exception. They put their pants on one leg at a time and are as capable of mistakes as you or I.

On top of the evidence pointing towards my wrongful conviction, I have sought and passed two different types of lie detection tests (Voice Stress Analysis [VSA] and Polygraph) with No Deception Indicated. However, upon further review, the Attorney General's office denied the legitimacy of the polygraph results based on perceived technical errors. I am willing to correct these errors through re-testing, but the Attorney General's Office does not support this request to do so, even though the former president of the American Polygraph Association has agreed to administer the test and it would be done at my expense. Therefore, I am asking for your support in obtaining this testing. It should be noted that I have been willing to take a lie detection test since the first hours of learning of Kassidy's death. There are a number of people that can verify this fact including Kassidy's mother, Amanda, and my former attorney, Alan Cronheim. Interestingly, the only person the police directly asked to take a lie detection test, the babysitter, Jeff Marshall, hesitantly agreed, and later rescinded his agreement on the day the test was scheduled. He has steadfastly refused to take one since that time.

Coupled with the results of the VSA test, I believe verified polygraph results will help uncover the truth about Kassidy's tragic death and find justice for all those affected.

Thank you for your time and consideration, *Chad Evans*