

OUTLINE OF PROPOSED RE-INVESTIGATION PLAN OF CHAD EVANS CASE

October 13, 2011

KASSIDY PHOTOGRAPHS

- o Examine the ten photographs of Kassidy Bortner in the Appendix of the book, EYE CONTACT which are believed by Chad to have been taken during the period of the charges against him, August 1- November 9, 2000.
 1. Establish the dates of those photographs through reading Chad's captions, and photo date stamping, and interviews with Chad, Amanda, and Amanda's family.
 2. Examine the photographs for indications of bruises or other injuries.
- o Ask Amanda Bortner and her mother's family to search for all other photographs and videos of Kassidy, before and after June 9, 2000, the day that Kassidy was introduced to Chad Evans. Do the same analysis as above for those photographs.

KASSIDY MEDICAL RECORDS

- o Obtain all the medical records for Kassidy Bortner which are in the possession of the Maine Medical Examiner. These records include birth records at Southern Maine Medical Center, around February 4, 1999, pediatrician appointments on May 9 and August 10, 2000, and an appointment with Dr. James Timoney, orthopedic surgeon, on September 11, 2000 and determine why those records were not provided to Chad Evans's attorneys.
- o Obtain from Amanda Bortner or her mother, Jacqueline Conley, other remaining medical records, if any. Also obtain the name of Kassidy's pediatrician during the period from her birth through May, 2000, and obtain Kassidy's records from that pediatrician.
- o Obtain from the Goodall Hospital in Sanford, Maine, the records of one or more visits or appointments at that hospital in 1999 or early 2000.

KASSIDY HEALTH AND BEHAVIOR

- o Examine all the medical records, including the autopsy, for full assessment of Kassidy's overall health from birth until death. Perhaps

the New Hampshire Medical Examiner, Dr. Thomas Andrew, could designate a qualified physician to review those records.

- o Combine that assessment with a complete analysis of all the observations of Cassidy from June 9 to November 9, 2000, in order to fully understand all the possible causes of Cassidy's death and the appearance of bruises and injuries.

WITNESSES WHO WERE NOT INTERVIEWED BY THE POLICE

- o Contact and interview the following people who saw Cassidy in the fall of 2000:

Jessica Edmands, Amanda's best friend in Rochester

Chet Evans, Chad's father. Saw Cassidy at Chad's home in Rochester and at the Evans family home in Keene.

Jason Evans, Chad's brother. Saw Cassidy at the family home in Keene.

Pam Evans, Chad's mother. Saw Cassidy at Chad's home in Rochester and at the family home in Keene.

Gerri Harvey, mother of Chad's sister's husband. Saw Cassidy and Chad together on Sunday, November 5.

Jeff Porter, friend of Jason Evans and Chad and Amanda. Went to court in Portland, Maine, with Amanda and Cassidy on October 2, 2000.

- o Interview others not previously interviewed.

Melissa Allard, secretary to Chad Evans. She spent several hours with him on the afternoon of November 8 and could have testified about his demeanor at that time.

Amanda Allard, friend of Chad, and daughter of Melissa. After leaving work on Wednesday, November 8, Chad purchased an energy bar at a store and saw Amanda there. She, too, could have testified about Chad's demeanor.

Susan Edgar, Director of Chad's son's day care school. She talked with Chad a few days before Cassidy's death about enrolling Cassidy at the school.

Darren Janakis, Chad's financial planner. He talked with Chad about Chad's expressed interest in establishing an education fund for Cassidy.

- o Re-interview
 - Chad Evans
 - Amanda Bortner
 - Nicole Evans Mahoney, Chad's sister. In particular, about the November 5, 2000 family gathering where she provided several hours of care for Kassidy, and the October 20, 2000 when she took a photograph of Amanda and Kassidy.
 - Brandon Harvey, Nicole's former husband, who also saw Kassidy with Chad and Nicole, on Sunday, November 5, 2000 and on Friday, October 20, 2000.

NEW HAMPSHIRE STATE LAW REGARDING PARENTAL DISCIPLINE

- o Review the laws of parental discipline as applied to this case, in particular Chapter 627, section 6, which states, "*A parent, guardian or other person responsible for the general care and welfare of a minor is justified in using force against such minor when and to the extent that he reasonably believes it necessary to prevent or punish such minor's misconduct.*"
- o Review the cases which interpret that law, and the laws governing child abuse, e.g.
 - 1989 Petition of Jane Doe
 - 1992 In RE: Ethan H.
 - 1993 State vs. Daniel Leaf
 - 1995 NH vs Keith Lowe
 - 1997 Seufert vs Seufert
 - 1999 In Re: Craig T. and Megan T.
 - 2000 In RE: Samantha L.
 - 2003 In re: Juvenile
 - 2006 State vs Vogel

PHYSICAL EVIDENCE

- o Re-examine the physical evidence, in particular the reddish brown stains on Kassidy's new pink parka.
- o Explore the whereabouts of Kassidy's Sippy Cup and diaper bag which were with her at the babysitter's home on the morning of November 9, 2000.

S.C.A.N. ANALYSIS OF APPROPRIATE STATEMENTS

- o Analyze the voluntary statement of the babysitter using S.C.A.N. Analysis (Scientific Content ANalysis)

LIE DETECTOR TESTS

- o Evaluate the voice stress lie detector test which was performed for Chad Evans in July, 2010.
- o Conduct a polygraph examination for Chad Evans.
- o Conduct polygraph for others who volunteer, including Amanda Bortner and Travis Hunt, who did offer in 2010 to take an fMRI brain scan lie detector test.

DOCUMENTS TO READ (both available at the website:

www.chadevanswronglyconvicte.org.)

- o EYE CONTACT - The Mysterious Death in 2000 of Kassidy Bortner and the Wrongful Convictions of Chad Evans and Amanda Bortner.
- o “Letters from New Hampshire Prison” by Chad Evans to Morrison Bonpasse, January 2010 to the present.

Proposal submitted to Senior Assistant Attorney General Jeffery Strelzin on October 13, 2001 by Morrison Bonpasse, Executive Director, Chad Evans Wrongly Convicted Committee.