

Mary Geddry
P.O. Box 59
Mendocino, CA 95460

Norman Vroman, District Attorney
County of Mendocino

June 20, 2002

Re: Participation of Mark Kalina in Geddry / Iversen Matter

Dear Norman:

I understand that you are possession of at least two letters from Mr. Mark Kalina, Deputy District Attorney, County of Mendocino, concerning my dog Junior. I have attached a response to Mr. Kalina's May 3 letter, which I sent to him today. As you can see, he is mistaken as to the boundary between his rental and my property.

In addition, I understand that Mr. Kalina has sent you a letter concerning the killing of my dog by the Iversens. His personal intervention in this matter appears improper and creates the impression that your office is not objectively pursuing the truth in this case. The simple truth is that a neighbor fired a shotgun onto or on my property, killing my dog, for the purpose of terrorizing me and exacting a revenge for which he was not entitled. If everything the Iversens allege were accurate, the killing of my dog was still an act of vigilante justice.

As I am sure you are aware, the United States Supreme Court has held that prosecutorial discretion should not reflect personal feelings. *Blackledge v. Perry*, 417 U.S. 21, 25-29 (1974). California Government Code section 12550 provides that the California Attorney General has supervisory control over your office. He may also, "where he deems it necessary, take full charge of any investigation or prosecution of violations of law."

If, as many commentators have suggested, you have developed written guidelines on how you exercise prosecutorial discretion, please supply me with a copy of those guidelines as soon as possible.

I encourage you to consider Justice Stewart's concurrence in a 1972 United States Supreme Court case:

When people begin to believe that organized society is unwilling or unable to impose upon criminal offenders the punishment they 'deserve,' then there are sown the seeds of anarchy – of self-help, vigilante justice and lynch law.

Furman v. Georgia, 408 U.S. 238, 308.

Please consider this letter a formal request to investigate Mr. Kalina's involvement with this matter. It is my belief and understanding that he is using his office and influence to thwart the investigation and prosecution of the Iversens, by wrongfully publishing to the local deputies that our dog was vicious and deserved to die.

I urge that you prosecute this case on the violations of law I sent to you earlier. If you do not, I fear that you are endorsing vigilante justice and sending our County further into a spiral of such vigilante justice spoken of by Justice Stewart.

Very truly yours,

Mary Geddry