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TRANSMITTED VIA FAX
AND U. S. MAIL

Re: Ronnie Kimble/Janet Smith

Dear David:

I spent two hours in the jail yesterday with Ronnie going over the letters you obtained from Panosh.

Panosh's Exhibit A - the extraordinary nine page letter - was given to Ronnie by Janet on the last Sunday before jail authorities detained Smith and searched Ronnie's cell the following Wednesday.

That Sunday is the key date because it was the *only* day that Ronnie and Janet touched each other in a questionable manner.

On that Sunday Janet used her key to enter Ronnie's cell on two occasions: The first time he was naked emerging from the shower and they embraced. Janet *did not* put her hand on Ronnie's penis and he pushed her away because he could see through a cell door window and was afraid a male guard was on the other side and could look in and see them.

Ronnie then wrote Exhibit G in which he says "I'm sorry that I skewed things up earlier," referring to his pushing her away when they had their first kiss that morning. Ronnie also asks questions about the cameras and being spotted by snitches.

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Later that Sunday Janet let herself into Ronnie's cell and they kissed again in a standing position. Janet did not grope Ronnie's crotch and he did not touch her privates. He says he was terrified they would be observed and he told her so. Presumably Janet thought about the cameras and Ronnie's other misgivings and decided to write Exhibit H to reassure him. Janet confirms in Exhibit H that Sunday was their "first kiss." She says it was very hard "not to take you right then." There was no sex, per se, just a kiss.

Janet finished her shift that Sunday and did not return to work at the jail until the following Wednesday.

That Wednesday was the end of the line for Janet.

Shortly before 7:00 a.m. she let herself into Ronnie's cell with her key. Ronnie was asleep. She woke him and gave him a seven page letter that Panosh has marked Exhibit H. Ronnie gave Janet a one page letter that Panosh has marked Exhibit D - the "stiff dick has no conscience" letter.

There is no way that Panosh does not know that these two letters were seized by Sheriff's deputies that day.

Janet's letter to Ronnie was seized from Ronnie by six Sheriff's deputies who strangled him and bloodied his nose. Blood on the wall of the cell was photographed pursuant to jail guidelines.

Exhibit D is the letter in which Ronnie wrote "I think I know how Adam felt with Eve. I'll never fully understand women or the power of persuasion that they seem to have over men. One thing is certain, they know how to get what they want, you have definitely got me."

Ronnie goes on to write in Exhibit D that Janet drives him "wild" and that he has read her letter 10 times and gets a hard on every time he reads it.

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Ronnie is **not** talking about Panosh's Exhibit H when he says he has read her letter "10 times" because he had just received Exhibit H at 7:00 a.m. the morning it was seized from him by Sheriff's deputies.

Exhibit H is the letter in which Janet writes about camera locations and breaks. Ronnie only read Exhibit H **one time hastily** and then he was given his one hour recreation out of the cell. His personal papers including Exhibit H remained in his cell. When the one hour recreation period was over Ronnie's cell was invaded by six deputies. They tried to seize his papers and Ronnie tried to flush the letter Janet had handed him an hour before. When they stopped him from doing that he put the letter (Exhibit H) in his mouth and they literally choked him until he lost consciousness to get a hold of the letter.

We need to ascertain what date these letters were seized so that we can reconstruct the time line.

Ronnie turned two letters over to me around this time and I have kept them in my file.

One letter is signed "J. Smith" and dated 8 October 1997. It is an extraordinary two page letter in which Smith says her supervisors have prevented her from working "D" floor because they suspect she and Ronnie are having "sexual relations." She says she is "questioned extensively" whenever she visits "D" floor. Obviously her superiors were aware of her interest in Ronnie and she knew it. She was set up.

She also wrote in the letter that whether or not she and Ronnie have an attraction is not the point - "it's not as if we could do anything about it anyway." In other words, there was no way they could have sex.

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The second document Ronnie gave me consists of one page that has a short letter from Ronnie to Janet and a response from her to him. This exchange took place shortly after Janet wrote Ronnie on October 8, 1997. Ronnie remembers this because he asked my advice about how to deal with Janet's advances toward him.

Ronnie wrote "I think it's best that we not write."

Janet wrote how she gradually became interested in Ronnie - "that's the reason I suggested that we write... ."

On December 17, 1997 Panosh and I discussed Janet Smith and I told him I was aware that Smith was infatuated with Ronnie because Ronnie had consulted me about the problem.

You and I discussed these matters on the phone May 27 and we agreed that we would file a motion *in limine* in the murder case but that we would file no requests for discovery in the sex case in order to avoid reciprocal discovery.

Later on May 27 I talked to Mercedes Chutt. She said Panosh provided the letters to her and that she turned over copies of her-entire file to Janet when she was notified she would be replaced by Percy Wall. Percy has never spoken to Mercedes about the case. Janet Smith was in tears when she called for her file at Mercedes office.

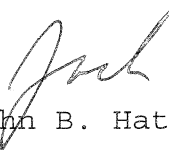
Janet's father is an ex-marine who insisted on hiring Percy Wall and is paying his fees. It is doubtful that Janet will want her father to read the letters she and Ronnie exchanged. Poor Janet is in a real bind. She can't talk honestly to her father, she can't choose her own lawyer and Panosh takes the position that he has a morale obligation to prosecute her.

Mercedes says Janet told her she never "had sex" with Ronnie. This is probably as close as we can get to find out what she would say if she testified.

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I think we ought to have Mike Ingold try to talk to Janet during this hiatus. I know Chutt was fired but I don't know Wall was hired!

Very truly yours,

A handwritten signature in cursive script, appearing to read "John", written in dark ink.

John B. Hatfield, Jr.

JBHjr/ph