

From: Aaron Pelley aaron@nwmjlaw.com

Subject: Re: [REDACTED] et a

Date: October 5, 2017 at 12:32 PM

To: Jeffrey Ste nborn js@sur aw.com

Cc: Jesse Corkern jesse@jrcpract ce.com, Doug H att doug as@doug ash att.net, Sh ra Stefan k sh ra@stefan kdefense.com, [REDACTED]

AP

I understand the secondary issue with [REDACTED]. I will stand down if we can get Tod to give an [REDACTED] safe offer. And I might be acting a bit knee-jerk. It is worth pointing out that we negotiated with the trial deputy, just like Doug and I got one of those, out of RJC, they came and picked up our guy anyway. And it was 100% [REDACTED] safe plea. It was surreal. That was not that long ago. I think we can talk on the phone and chat.

On Oct 5, 2017, at 12:28 PM, Jeffrey Ste nborn <js@sur aw.com> wrote:

I'm not quite so bullish with my client looking at [REDACTED] but I go along with the plan. I don't think that a hopeless trial is a very good deal, but we may not have a choice. Meanwhile, let's exhaust all our avenues to avoid the disaster.

J

On Thu, Oct 5, 2017 at 12:19 PM, Jesse Corkern <jesse@jrcpract ce.com> wrote:

If someone has a rapport with Satterberg...by all means, bend his ear. I think EPU is total bullshit. I do not on a case that is a dead loser and I think a quick resolution is my best chance at a deal, but for the most part, I skip it. Especially if it involves Tod. Total waste. He offers nothing and has no realistic assessment of a case value or evidentiary issues. And I'm with Aaron on trying the case if they won't give us anything...even if we lose, it's a case worth fighting on the principle that they are wasting taxpayer money prosecuting [REDACTED]. Especially [REDACTED].

jesse

On Oct 5, 2017, at 9:45 AM, Jeffrey Ste nborn <js@sur aw.com> wrote:

I can't argue with Aaron's results, and I certainly agree that there is nothing to be gained by having Doug as v s t Tod. So, what's next? [REDACTED]. I haven't read every page, but so far no slam dunk defenses have popped up. Will someone talk to Satterberg about this one? If not, then, yes, we just set it for trial, particularly if we are pretty certain that Tod won't give us anything we can live with.

Doug as? What's it going to be? I'd like to at least try Satterberg before we set it for trial.

J

On Thu, Oct 5, 2017 at 7:10 AM, Aaron Pe ley <aaron@nwmjlaw.com> wrote:

Not to sound too much like Doug, but fuck that guy. I get it. We have to work with him. But we really don't. For the last 5 years, I have set a lot of my cases in RJC directly for trial, on the first pretrial calendar, and I have consistently ended my cases in dismissal or misdemeanor, with no exceptions. Happy to drag out my J&S's to prove it. I am not bragging, I am just saying that he offers nothing but fees on MJ grow cases, but we keep getting better by setting it for trial and working with the trial deputy. And I one hundred percent believe that you don't act like an asshole, unless you want to be treated like an asshole. And frankly, compared to Jesse, I recognize I am not the most even tempered in this group. But I have heard Jesse say, "fuck that guy," so I feel like I am in good company. Point is, if everyone in the office thinks he is an asshole, maybe he really is an asshole. And being diplomatic with Tod for several years of practicing law, before I quit negotiating with a together has not hurt me or my clients.

I can count on one hand how many prosecutors act and behave in a way to make me unwilling to negotiate with them. He can kick, punch and harass up and down the I-5 corridor. I will not negotiate with a child. And forget about putting Doug and him in the same room. That is such an epic waste of time and, although Shira finds comedic value in it. Keep in mind, this is the Prosecutor that will literally say, I don't want to discuss the ega issues of the case, EPU is to hear what your client is doing and how he is taking responsibility for what he did. Crazy. If this case is absolute loser with no ega issue, we still have the advantage of jamming up a court for 3 weeks with a multi-co-defendant-interpret case over pants. But Tod could give two-shits, since he doesn't deal with that. If someone cares to meet with him and take his temperature, I welcome that. I guess my main point is, it seems practical that we avoid conducting two vocal can can suns, so I un-nominate Doug H att.

- Aaron A Pe ley