

November 1, 2019

CT Criminal Justice Commission
C/O Division of Criminal Justice
300 Corporate Place
Rocky Hill, Connecticut 06067

Re: Reappointment of new Chief Prosecutor

To the team of the CT Criminal Justice Commission

My name is Joanne Linarte. I reside in Norwalk. I am very concerned with this appointment, because I have personally been fighting for my son's innocence, since he was wrongfully convicted, in the Stamford court in 2004. This stemmed from false allegations, police coercion, lack of investigation, and malicious prosecution.

My first concern: The new Prosecutor or any prosecutor, needs to read and take the oath that they swear to, seriously.

The oath reads as follows: I solemnly swear that I will support, obey and defend the Constitution of the United States. I will use no falsehoods, nor delay the cause of any person. I solemnly swear, or solemnly and sincerely affirm, as the case may be, that the evidence you shall give concerning this investigation into the crime or crimes, shall be the truth, the whole truth, and nothing but the truth, so help you God or upon penalty of perjury.

The prosecutor should seek to protect the innocence and convict the guilty, consider the intents of victims and witnesses, and respect the Constitutional and legal rights of all persons, including suspects and defendants. .

There needs to be, by law, open files and transparency. All evidence, especially, exculpatory medical evidence should be allowed in court, and NEVER be fought by you, to keep it out of court, even if it proves that the crime Never happened, and you may not win.

It should be about Truth and Justice, Not about the Win!!

ALL LIVES MATTERS.....TRUTH MATTERS..... JUSTICE MATTERS.....THE CONSTITUTION MATTERS

**First , and foremost, every case needs to be pre-judged by a Grand Jury, to see if there is enough evidence to go to trial.

If there is any evidence or suspicion that the plaintiffs are lying, they should be investigated to see if the allegations may be false. At this time, it is the job of the prosecution, to dismiss the case before it is

brought to trial. In doing so, it is a win for him, because he prevented a Wrongful Conviction to happen under his watch.

If there is enough evidence to convict someone, there is No reason to make a plea bargain.

Plea Bargains only make it possible for the Guilty person to get a lesser sentence, which if he is guilty, he needs to be sentence appropriately. Deals made to put him on the streets earlier should be banned. It is the DOC's job to provide counseling and rehabilitation, in a humane way, to make all the money it costs to incarcerate a person, sensible.

In my son, Francisco J Linarte's case, he went to trial to prove his innocence, while not understanding at the time, that he was considered guilty before he walked into the courtroom.

In addition to the above, there are more things that need to change within the practices of the Multidisciplinary Team. These practices were put into place to not re-victimize the alleged victim, in having to tell their story many times. However, that is how you find truth in what they are telling you.

All of these departments get together ONE time, behind a two way mirror, so that they can write all of their reports, off of one interview from the "alleged victim" and then go to court to testify that all of the reports were consistent. That is a falsehood, and it goes against the Constitutional Rights of the Defendant.

Transparency would not have allowed the ExParte communication of the Plaintiff's psychologist to privately write to the Judge and Prosecutor, with falsehoods, regarding the Defendant, which was only known to her by taking the word of her client. She diagnosed my son as a sociopath, without even meeting him, let alone seeing him in a doctor/ patient relationship! This directly impacted the Judge's sentencing of my son, as he was sentenced to 2/ 20 yr. sentences, running concurrently, 35 years probation, no special parole. In his own words, to "Protect potential victims that he may have had the opportunity to offend in the future, as he goes through life."

Who gets punished for crimes they may commit?

Francisco Linarte did!!

The Whole Trial, Appeal, and Habeas, has been affected by the Unconstitutional Practices of the Offices of the Prosecution, as I was just told by Kane's Office, that they are the office that prosecuted my son. So, they are Not going to help me! He told me, I had 3 choices, I could get a private lawyer, speak to an Innocence Project, or get a Special Public Defender. He did not say that I didn't have a case.

Does that sound like they are upholding Truth and Justice? It doesn't to me, or to many other CT residents, I have told about that conversation.

I do hope and pray that someone with the Integrity of US Attorney John Durham, which is a high standard, but necessary for this position , is appointed.

Thank you for your time and patience in this honest pursuit of the best candidate for this position.

NOTE: This case resulted in fraudulent lawsuits that awarded the Plaintiffs with over \$4 Million, which if investigated, was the Malicious Motive, for the false allegations, in the first place.