

Chief Assistant Attorney General Miovas,

This is now the third request for a reply to the issues below. Please respond as soon as possible.

Sincerely,

David Haeg

----- Original Message -----

Subject: Fwd: RE: Grand Jury Investigation

Date: Mon, 28 May 2018 00:30:19 -0400

From: [haeg@alaska.net](mailto:haeg@alaska.net)

To: paul.miovas@alaska.gov

AAG Miovas,

You have not responded to my May 16, 2018 email (below) in which I ask you: (1) to provide the authority you are relying on to keep our public petition to the grand jury from the grand jury; (2) the authority by which DA Scot Leaders and Judge Wells stopped grand juror Ray Southwell from presenting, to the other jurors, his knowledge and reasons to believe DA Leaders committed crimes that are triable by the court; and (3) when you would be available to meet with Senator Micciche and myself to discuss the situation.

Please answer all the questions in the email and provide a date/time senator Micciche and I can meet with you.

Sincerely,

David S. Haeg  
(907) 262-9249 or (907) 398-6403

----- Original Message -----

Subject: RE: Grand Jury Investigation

Date: Wed, 16 May 2018 14:29:21 -0400

From: [haeg@alaska.net](mailto:haeg@alaska.net)

To: paul.miovas@alaska.gov

Cc: "Peter Micciche" <[senator.peter.micciche@akleg.gov](mailto:senator.peter.micciche@akleg.gov)>

Mr. Miovas,

Can you please give me the authority that allows the Department of Law or you to decide what goes to the grand jury in a public petition to the grand jury?

All authority I found holds that the greatest power of the grand jury, and very need for its existence (as laid out in detail by the framers of Alaska's constitution, documented in the AK Judicial Council's report "*The Investigative Grand Jury in Alaska*"), is to investigate wrongdoing by government officials without any restrictions. If the you or the Department of Law ("the government") is allowed to dictate and/or restrict what is presented, this violates the whole intent of the grand jury to be investigators of the government to protect the public.

You state you are willing to "vet" our concerns, but isn't that the job of the grand jury and not you?

I, and I believe all the petition signers, would also like to know the authority District Attorney Scot Leaders and Judge Jennifer Wells relied on to stop Kenai grand juror Ray Southwell from presenting, to the other grand jurors, his knowledge and reasons to believe District Attorney Scot Leaders committed crimes that are triable by the court. Especially when an Alaskan Statute states this:

AS 12.40.040. Juror to disclose knowledge of crime. If an individual grand juror knows or has reason to believe that a crime has been committed which is triable by the court, the juror shall disclose it to the other grand jurors, who shall investigate it.

And Article I, Section 8 of Alaska's constitution states this:

*The power of grand juries to investigate and make recommendations concerning the public welfare or safety shall never be suspended.*

You state "*the DOL simply cannot present the Petition you and your colleagues have submitted in its current form.*" What authority do you rely on to make this statement? I cited the authority that allows public petitions to the grand jury.

Because we are the public, and not attorneys, it stands to reason our petition may be inexpertly drawn, and have numerous other flaws. But it's essence is very clear, we the public ask for the grand jury investigation into Alaska's judicial system, starting with the fact that District Attorney Scot Leaders and Judge Jennifer Wells illegally prevented Kenai grand juror Ray Southwell from presenting, to the other jurors, his knowledge and reasons to believe triable crimes were committed by "District Attorney Scot Leaders, judge investigator Marla Greenstein, Tropers, and Alaska judges". We believe the crime by DA Leaders and Judge Wells in stopping grand juror Southwell is enough to justify the start of a grand jury investigation. Our hope is that the grand jury would then wish to examine the evidence that grand juror Southwell was illegally prevented from presenting to the other grand jurors. The grand jury may decide to expand their investigation

beyond that. In other words, we believe (and have cited authority that this is in fact the case) it is up to the grand jury to decide what they investigate, not you or the Department of Law.

I really have no problem meeting with you. But after amassing such overwhelming evidence of corruption and active suppression of this by the government (see specific examples in my May 15, 2018 email to you - below) I know that if you are not already under pressure to cover up, you soon will be. And it may actually be what you believe is standard operating procedure to us is cover up - exactly in how we are now viewing this issue of how the grand jury is supposed to physically receive petitions from the public. We believe you are bound to give the grand jury the petition no matter how screwed up it may seem to you. You don't believe this.

My work season begins very shortly and it will be difficult then for me to meet. Are you willing to come to the Kenai in the next few days to meet? Senator Micciche just call last night to inform me he is back and wanting to help. I would like him to attend any meeting we might have.

David Haeg  
(907) 262-9249 or (907) 398-6403

On Tue, 15 May 2018 17:54:15 +0000, "Miovas, Paul J (LAW)" wrote:

Mr. Haeg,

You have stated: "Department of Law personnel with more authority than you have already made the decision not to investigate - and that any government "investigation" may be nothing more than a ruse to further frustrate justice that has already been denied for over 14 years . . ."

What I have been offering is not a "ruse," and there has been no pressure placed upon me by anyone in my chain of command to force any sort of preordained outcome in this matter (your request to seek an investigative grand jury). However, the DOL simply cannot present the Petition you and your colleagues have submitted in its current form.

I am still completely willing to vet your concerns further, as I have been offering to do, to see if there is an appropriate way to navigate this issue and present something to the grand jury to see if they would like to conduct an investigation. I predict that this will not assuage your concerns, and if that is true, I would encourage you to consider petitioning the court to request some form of relief.

Respectfully,

Paul J. Miovas, Jr.  
Assistant Attorney General  
Chief - Office of Special Prosecutions  
(907)269-6250