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September 1, 2017

Mr. Cyrus R. Vance, Jr.
New York County District Attorney's Office
One Hogan Place
New York, NY 10013

Re: Decision to terminate investigation into the death of media icon Dorothy Kilgallen

Dear Mr. Vance,

On December 6, 2016, I sent the first of now several letters to you requesting that your office investigate the mysterious death of a most remarkable woman, Dorothy Kilgallen, based on research for my latest book, *The Reporter Who Knew Too Much*. On January 29, 2017, Sue Edelman of the *New York Post*, who had written a previous article about Dorothy, announced in a second article that your office would "look into" the case. Subsequently, "look into" was changed to "investigate" through communication with your media spokesperson, Joan Volero.

To me and more than 225,000 readers who viewed Edelman's articles online, this was certainly welcome news since it was clear Dorothy was denied justice when she died in 1965 as there was no investigation at that time. Since you and your office have a reputation for providing justice for crime victims whether the crime happens within a few days, five years, or, in this case, nearly fifty-two years, there was truly hope that the truth would be discovered about what happened to Dorothy when she was discovered dead in her Manhattan townhouse apartment under very suspicious circumstances outlined in my book and in the initial letter to you.

Once the decision was announced on your end to probe Dorothy's death, I continued to send letters along urging immediate attention to the investigation. I worked through Joan and after some time had passed, I was finally put in touch with retired NYPD homicide detective Richard Ramos, a Chief Investigator with your office. He and I emailed for a time as I forwarded new evidence supplied by readers and listeners and viewers of media programs I appeared on, leads to follow and so forth especially regarding witnesses who needed to be interviewed. This continued until June 2, 2017 when I was permitted a meeting with Mr. Ramos in NYC.

During that meeting, I gave him a 21-page "Evidence Report" (attached) that included the names of 24 witnesses along with quotes identifying why these witnesses needed to be interviewed. It was guidebook as to how the investigation could proceed.

Also included in the "Evidence Report" was a section entitled "Relevant Factors/Evidence Proving Dorothy Kilgallen Victim of Homicide." It listed 33 reasons why Dorothy was murdered with quotes explaining the reasoning.

Without question, I was most impressed with Mr. Ramos and his desire to discover the truth about what happened to Dorothy when she died in 1965. We did not discuss specifics of the investigation he was heading but he told me he had already sent out some subpoenas. He used the word "victim" several times regarding his experience with cases like Dorothy's and I left believing her investigation was in good hands. Richard did not mention the name of the ADA assigned to the case but I was certain he would pass along the "Evidence Report" I had prepared.

During the meeting, I stressed to Mr. Ramos the need to move forward as quickly as possible since many of those still alive who are key witnesses are up in age. He agreed and promised to keep me updated regarding progress being made with the investigation.

Over the past several months, I have passed along additional info to Mr. Ramos via email regarding new witnesses and what information they might provide. A real breakthrough happened when I interviewed Brenda DeJourdan, Dorothy's butler James Clements daughter, twice during my trip to NYC. She provided an inside look at what happened during the days surrounding Dorothy's death.

I emailed this info to Richard and told him I hoped to talk to Brenda again but that her husband was quite ill and that might be tough to do. I made him promise that he wouldn't contact her without letting me know so I could give her a heads-up. I also told him it was important to speak to her brother Larry, who lives in Queens.

Several times during the past few months, I asked for updates. Most times Mr. Ramos got right back to me via email but then he did not until a couple of weeks later explaining that he had been away working on another case. Finally, he agreed to my suggestion that he, the ADA and I have a conference call.

This call happened this past Tuesday, August 29 at 9:00 am my time and proved to be a dark day regarding Dorothy's rights as the victim of a crime to a thorough investigation of her death. Right away, Eugene Hurley, the ADA, told me the call was one of courtesy, not an update, but to let me know that they had decided to close the investigation. I was quite shocked at this revelation but listened carefully as he informed me something to the effect that they had not been able to "establish any evidence to prove that Dorothy's death was caused by the actions of others." His use of the word "any" caught my attention immediately since it wasn't even possible that no evidence existed as to Dorothy being harmed in 1965.

As you may imagine, Mr. Hurley's revelations caught me quite by surprise and I began to ask questions about how they had arrived at this conclusion in lieu of the mountains of evidence I had forwarded along pointing to homicide especially in the "Evidence Report." Mr. Hurley backtracked a bit and started explaining in a confusing manner that what he meant was that there wasn't any evidence to prove "who did it," apparently meaning that they did believe Dorothy had been harmed, a sure conflict with the previous statement. I apologize for not being able to

provide exact quotes but I was so upset, so disappointed with what I was hearing that I really couldn't think straight even to the extent of jotting down notes.

When I asked what the investigation has involved, Mr. Hurley was very defensive and kept telling me he could not comment on any of what had occurred. I asked about what documents they had secured since I knew that Sue Edelman has filed a "FOIL" request for several I had discovered through my research including a "DD-5 death report, etc. and he said, "I can't tell you that." I asked about their examination of the forensics and the autopsy report and the fact that it was flawed when it was proven that Dorothy had three barbiturates in her system, not one. The answer, "We cannot talk about that." When I asked what witnesses had been interviewed, the same answer. When I specifically asked about Ron Pataky, a main suspect in Dorothy's death, and whether he had been interviewed, same answer. When I brought up his conflicting statements and the incriminating poems he had written, the response, "We can't talk about that."

When I asked about whether Brenda DeJourdan had been interviewed, same answer, "We cannot tell you." When I told them it was important to interview her brother Larry, no response. All along the way, it was Mr. Hurley who spoke, who told me "your book landed on my desk" and added, "I read it, it was quite interesting and entertaining" apparently triggering his deciding to investigate Dorothy's death since he told me he headed up the "Cold Case Project" that investigates "Unsolved Homicides." His statements made me wonder why in the world he had now concluded Dorothy had not be harmed by the actions of others since he had not only had knowledge of all of the evidence pointing in that direction in the book but also the "Evidence Report" and most likely, the updated evidence I had emailed to Mr. Ramos. It included statements not only by Brenda stating that Dorothy's daughter Jill had told Brenda's father, "My mother was murdered," that "government agents [FBI]" had been in the townhouse on the day Dorothy died "taking boxes of her papers and documents away," that Dorothy's body had been moved from where he originally found it, and that he was warned that he better keep his mouth shut about any his observations, etc. but a compelling statement by Robert Schulenberg, a friend of Jill's who told him the same thing she had told James Clement, "My mother was murdered."

When I continued to ask Mr. Hurley about whether other witnesses had been interviewed, including I believe by name, Dr. Steven Goldner, Dr. Donald Hoffman, John and Eileen Broich, etc., I got the same answer, "We can't tell you." Each of these witnesses not only speak to Dorothy having been murdered based on the forensic evidence but to corruption in the NY Medical Examiner's office, part of a cover-up when Dorothy died.

When I explained that more than 20,000 people who have read the book (it is an Amazon bestseller), more than 500 people who have emailed me from around the world, and most of those posting Amazon reviews believed Dorothy had been murdered, Mr. Hurley said, "I'm not going to argue with you" pointing once again to something about that "the right kind of evidence" doesn't exist making me believe that because so much time has passed since Dorothy died, it's tough to make a case as to who "did it." That would make sense, but Mr. Hurley shied away from any admission.

Regarding my being able to talk about the call to the media, Hurley said he could not prevent me from doing so, meaning I was free to speak about what had transpired. As to whether or not the

DA would make a statement about the case closing, etc., he said that was up to you. but since the case had been in the media, that might happen.

I suggested that a statement using the proper language was important as so many people and media are anxious to know the results of the investigation. Mr. Hurley promised to let me know whether a statement would be forthcoming.

When I hung up, I was quite suspicious of the nature of the call and Mr. Hurley's refusal to let me know more about the investigation, the alleged subject of the call in the first place. While I could not check on what documents have been requested, or other matters of interest, I decided to check to see what witnesses had actually been interviewed from the long list I provided in the "Evidence File," etc.

What I discovered is quite alarming since thus far I have contacted the following witnesses: Chris Broich, who says he has never been contacted and neither has his mother, Alan Eichler, Johnnie Ray's close friend who has not been contacted, Eric Levinson, who knew Dorothy from "What's My Line" and has never been interviewed, Dr.'s Hoffman and Goldner, who have not been contacted, and quite shocking, Bob Schulenberg, who told me of Jill's admission that her mother was murdered. I have attached to this letter the emails from Chris Broich, Alan Eichler, Dr. Hoffman and Mr. Schulenberg.

Also, I am almost certain Brenda DeJourdan has not been interviewed since Richard would have checked with me first as he promised. I also believe Marianne Harrison, Jill's closest friend from childhood, has not been interviewed. She is the one who told me she believed Dorothy had been "quieted" due to her JFK assassination investigation. There are some others as well whom I have asked to let me know about whether they have been contacted but I will bet this has not happened. You are certainly welcome to contact any of these witnesses including Brenda so you can find out firsthand what they have to say.

Astonishingly, aside from one retired homicide detective named Dennis O'Keefe who knew Detective Doyle, the lead detective on Dorothy's case and confirms the existence of the "DD-5" report, I cannot find one single witness I provided who has been interviewed.

Mr. Vance, I put my faith and that of Dorothy's in the DA's office to do its job and it appears that is not true. For certain, this investigation is far from complete and to close it at this point is premature. My bet is that for whatever reason, the case has been either been more time consuming than expected or more expensive and without much consideration, it was decided to end it.

Of course, another reason for ending the investigation without it being the thorough one Dorothy deserves is the potential for another cover-up which would be the third one in her case following those in 1965 and a few years later when two toxicologists re-tested her bodily fluids and discovered the three barbiturates but failed to report their findings. I hate to think a cover-up is possible since I have to believe Mr. Hurley and Mr. Ramos are honorable men but because of the premature end to the investigation and the fact that a state agency was investigating, or should

have been investigating, the workings of other state agencies like the NYPD and the Medical Examiner's office, the question must be ask.

Of course, little doubt exists that when a dubious public learns the investigation is terminated, there will anger abounding with possible accusations of a cover-up since so many, rightfully so, do not trust the government these days. I fear a backlash and your office's reputation will suffer when the public learns of the incomplete nature of the investigation and begins to speculate as to how this happened and why.

To be certain, since no one stood up for Dorothy at the time of her death, and few have done so now including family members who have refused to cooperate due to their being 'scared,' I am her only voice. What I expected was a thorough investigation, some measure of justice, so that a competent conclusion can be reached as to what happened to her so long ago. For Mr. Hurley to state that there isn't "any evidence" pointing toward someone harming her simply does not fit the facts as thousands of readers would agree. To believe that Dorothy either committed suicide or accidentally overdosed is absurd based on the evidence. Just common sense says otherwise.

Plain and simple, Dorothy was the victim of a homicide, and because of that happening to this inspiring woman who broke the 'glass ceiling' before the term existed, she has rights and one of them must certainly be a competent investigation of her death. What I ask is that you personally examine the "Evidence Report," all of the information I have provided to Mr. Ramos through email, and the book itself and have the decency to reverse the decision to end the investigation.

Most importantly, the American public should know what happened to one of its heroes, a reporter with unqualified integrity who sought the truth about the JFK assassination and was killed for doing so. To indicate how important your office's investigation is, Mr. Hurley's refusal to tell me what documents have been discovered and reviewed make it impossible to know whether Dorothy's JFK assassination file, lost when she died, has been located. It is important for at least two reasons, historically regarding who she was going to expose for masterminding her friend JFK's death, and as a key to knowing who killed her.

Also, there is little doubt that Ron Pataky, the main suspect in Dorothy's death and still alive living in Ohio, must be investigated if that has not already happened. Motive is clear in his case as with several of the other suspects but Pataky, through his incriminating poems and conflicting statements, certainly is a key witness to what happened to Dorothy in 1965. In my opinion, and it is one shared by more than 500 readers who have emailed me from Iraq, Germany, Australia, UK, and Canada as well as the US, if he was not directly involved in her death, he knows who was.

Mr. Vance, I have been fighting to discover the truth and to restore Dorothy's reputation for several years but we need transparency here, we need to know the results of the investigation thus far and be told that it will not end especially with so many witnesses still to be interviewed. Why not make the results of the investigation public once it is completed so there is no question of a cover-up, so the public will know that your office has in fact provided Dorothy with the justice she deserves.

Without doubt, Dorothy Kilgallen's story has touched emotions of people all over the world. She has become a beacon of light, an inspiration to many, certainly the most credible reporter to ever investigate the JFK assassination. Hopefully in the years to come, Dorothy will be considered for her vast accomplishments, a woman who searched for the truth at every turn, a woman who has been called a "patriot" by readers, a woman who caused so many to say, "I wish we had a reporter today like Dorothy, a woman of integrity."

Let the truth reign, Mr. Vance, be a champion for Dorothy's rights. The alternative is simply unacceptable, a true miscarriage of justice.

Best wishes,

Mark Shaw

Sample Witness Emails

Donald Hoffman <hofftox@aol.com>

To Mark Shaw

Hi Mark

Good to hear from you

Hope all is going great for you

No I haven't been contacted by anyone from the DA office

It is good to know that your excellent work may be prompting a fresh look into the matter

I hope to see you in NYC in the near future

Best regards

Don

From: Bob Schulenberg <rschulenberg@icloud.com>
To: Mark Shaw <mshawin@yahoo.com>
Sent: Tuesday, August 29, 2017 12:15 PM
Subject: Re: Howdy from Mark Shaw

No.
I haven't.
Bob

On Aug 29, 2017, at 12:11 PM, Mark Shaw <mshawin@yahoo.com> wrote:

Howdy -

Wondering whether you have been contacted by the NYC DA's office perhaps through investigator Detective Richard Ramos regarding the investigation of Dorothy Kilgallen's death. Please let me know.

Thanks so much,
Mark

From: Christopher A. Broich <chris@fortressecurity.net>
To: Mark Shaw <mshawin@yahoo.com>
Cc: Christopher A Broich <chris@fortressecurity.net>
Sent: Tuesday, August 29, 2017 7:01 PM
Subject: Re: Dorothy

I did not get a call

From: Alan's Main eMail <aeichler@earthlink.net>
To: Mark Shaw <mshawin@yahoo.com>
Sent: Tuesday, August 29, 2017 12:36 PM
Subject: Re: Dorothy

No, nobody's contacted me, though I'm willing to talk if they do.