

GUYTON N. JINKERSON

LAWYER

333 WEST SANTA CLARA STREET

SUITE 700

SAN JOSE, CALIFORNIA 95113

TELEPHONE: 408.297.8555

VIA E-MAIL AND FIRST CLASS MAIL

November 6, 2020

John Chase
Deputy District Attorney
70 West Hedding Street
San Jose, California 95110

Re: Grand Jury Investigation
Regarding CCWs

Dear Mr. Chase:

In my letter to you dated October 29, 2020, I discussed at length the duty the grand jury, as an independent investigative body, when it has reason to believe that evidence within its reach will explain away the charge, that it shall order the evidence to be produced. Penal Code section 939.7. Moreover, it is your statutory duty to inform the grand jury of the nature and existence of exculpatory evidence. Penal Code section 939.71.

In my previous letter, I presented you with overwhelming evidence of Harpreet Chadha's good character and his selfless donation to a broad spectrum of community groups and law enforcement agencies of his time and his suite at the Shark Tank. While I am very confident that what I presented in that letter should have convincingly explained away the charge of conspiring to bribe, nonetheless, I feel duty bound to present additional evidence that has come to my attention since last week.

Attached, marked Exhibit M is a letter from Cathy Wayne who served as the Commander of the California Highway Patrol in San Jose from 2007 to 2011. In her letter, she documents that Mr. Chadha made a number of contributions to the 11-99 Foundation and never asked for anything in return. Her letter also reflects that Mr. Chadha was considered to be of high moral character.

Attached, marked Exhibit N is a letter from Sandra Gedeon, Associate Director of Bing Nursery School at Stanford University. She opines that Mr. Chadha was very generous in providing free

John Chase
Deputy District Attorney
October 29, 2020
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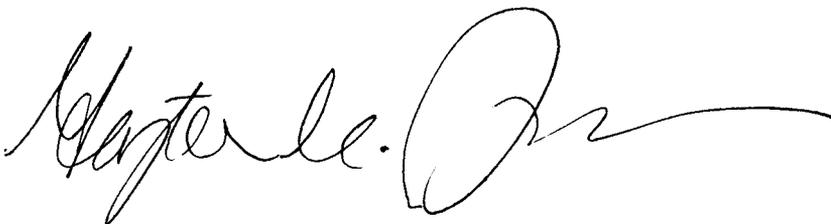
She opines that Mr. Chadha was very generous in providing free tickets to Bing Nursery School teachers and staff. He also donated his box at the SAP Center and his condominium in Mexico for Bing School fund-raising events. He did this selflessly and never asked for anything in return. She concludes that Mr. Chadha has impeccable character and honesty.

Attached, marked Exhibit O is a letter Jeffery F. Andriliunas, a Major in the United States Army Special Forces. He notes that Mr. Chadha arranged a number of events to build military-civilian relationships. Mr. Chadha made a personal sacrifice of his time and money because of his commitment to make a change for the better. Major Andriliunas is of the opinion that Mr. Chadha is a man of unquestionable integrity and honor.

In comment 1 to Rule 3.8 of the Rules of Professional Conduct, it is stated that a prosecutor has the responsibility of a minister of justice not simply that of an advocate. This responsibility carries with it specific obligations to see that the accused is accorded procedural justice, that guilt is decided upon the basis of sufficient evidence, and that special precautions are taken to prevent the conviction of innocent persons.

It is crystal clear that it is your duty based on Penal Code section 939.71 and Rule 3.8 of the Rules of Professional Conduct, to present all the information disclosed in this letter and my letter of October 29, 2020 to the grand jury so that justice may be served.

Very truly yours,

A handwritten signature in black ink, appearing to read "Guyton N. Jinkerson". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Guyton N. Jinkerson

GNJ:sbk

Enclosures

EXHIBIT M

Mr. John Chase
Deputy District Attorney
70 West Hedding Street
San Jose, California 95110

Dear Mr. Chase, my name is Cathy Wayne and I am writing this letter regarding Mr. Harpreet Chada. I have known Mr. Chadha since 2007, when I served as the Commander of the California Highway Patrol in San Jose. I served in the position for nearly 4 years and retired from the department in 2011. During my tenure in San Jose I had the opportunity to meet with Mr. Chadha over the course of my time while assigned to the San Jose command.

Mr. Chadha was involved with an organization called the 11-99 Foundation which supports the families of CHP officers killed in the line of duty. The 11-99 Foundation was very active in Santa Clara County and also throughout the bay area. I attended numerous events and Mr. Chadha was a constant figure and supporter of the organization. Mr. Chadha was highly regarded by members of the Organization and was considered an upstanding member in the community.

I occasionally met with Mr. Chadha for lunch and we spoke about his career with the military and the work he continued to do all over the world. I knew that he had traveled extensively and that his endeavors were very important to our country. I spoke at lengths to him about the officers in my command who had been injured or nearly killed and how their recovery was progressing. We also spent a great deal of time talking about our families and the work we did in our communities. We spent most of the time talking about our children and aging parents.

On one occasion Mr. Chadha provided a catered luncheon to the staff of the San Jose office as well as 2 tickets to a San Jose Sharks game, in which I took my son. Mr. Chadha never asked for anything in return for his contributions, nor did I expect to gain anything from Mr. Chadha. I accepted them as an act of generosity. Those were the only 2 occasions I received anything from Mr. Chadha.

I had always found Mr. Chadha to be very professional, courteous, and caring. I was never under the impression that our relationship was anything other than professional and friendly. Even after my retirement he would occasionally send a message wishing me well. I consider Mr. Chadha a valuable member of the community and I appreciated his support while I served in Santa Clara County.

If you have anything further, I can be reached via email at sgtmom167@aol.com or cell at (925) 586-3627.

Sincerely,



Catherine Wayne

EXHIBIT N

**Stanford University
Bing Nursery School**

Laboratory School: Research and Teaching

November 4, 2020

John Chase
Deputy District Attorney
70 West Hedding Street
San Jose, CA 95110

Dear Mr. Chase,

I have known Harpreet Chadha and the Chadha family for approximately 12 years, as a Bing Nursery School family, and alumni family.

The family was very involved in the school while the children attended, as volunteers and supporters for many of our fundraising activities. While at Bing and beyond, the family was very generous in donating to our fundraising events each year, including donating their Mexico condo and Sap Center Box many times for our Bing Harvest Moon Auction, which supports our Scholarship Fund, and donating many children's items each year for our Bing Children's Fair.

During their time at Bing and after their children graduated, they also were very generous in providing free tickets to the Bing Nursery School teachers and staff to attend many events at the SAP Center, including the hockey games, and access to their box for concerts, hockey games and events. Harpreet does this selflessly and never asks for anything in return.

Harpreet has unquestionable integrity and professionalism and is always willing to give to the community without asking for anything in return. He has impeccable character and honesty, and we are so grateful for his selfless support of Bing Nursery School and our teachers and staff for the past 12 years. We are delighted to send this letter of recommendation to you.

Respectfully,



Sandra Gedeon
Associate Director, Finance and Operations
Bing Nursery School
Stanford University

EXHIBIT O

Jeffrey F. Andriliunas
1079 Barnhill Drive
Clarksville, Tennessee 37043

4 November 2020

John Chase
Deputy District Attorney
Santa Clara County, CA

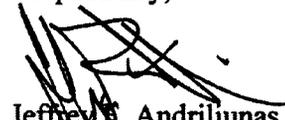
Dear Mr. Chase

From first meeting Captain Harpreet Chadha in 2018, I have been impressed by his selfless service in supporting our Nation's uniformed service members. As a Special Forces Officer on active duty, I first had the opportunity to meet Harpreet through a golf event that he co-sponsored through his private golf club and the Naval Postgraduate School (NPS) Golf Club. During the event, Harpreet and I formed an instant bond over our past military experience, but more so over our shared interest in reducing the civil-military divide. We both recognized that our military is sent around the world to solve our Nation's most challenging problems, but more can be done at home to help combat veteran's continue a normal and fulfilling life. While this is a monumental task, Harpreet was quick to offer ideas of how he personally could give back to the military community to contribute to this initiative.

During my two years assigned to NPS at Monterey, California, I worked with Harpreet to arrange a number of events to bridge the barriers of the civil-military divide. Through golf events, dinner parties at Harpreet's personal residence, and at San Jose Sharks games, Harpreet facilitated unique experiences for veterans on active duty to participate in a great experiences alongside members of the local community. These conversations and connections proved to be invaluable for many and are a testament to Harpreet's personal sacrifice of his own time and money for nothing other than his commitment to making a change for the better.

I write to you now, while forward-deployed, combatting terrorism in the defense of our nation. When Harpreet reached out to request a character reference on his behalf, I did not hesitate for second. I regard Captain Harpreet Chadha as a man of unquestionable integrity and honor, and am proud to call him a friend for life.

Respectfully,



Jeffrey F. Andriliunas
Major, Special Forces