

January 22, 2007

I received correspondence from Pat Mahoney and Gary Cass requesting to meet with me today at the Office of the District Attorney. I find no reason to address these pending issues with you as suggested in your correspondence. You have been made aware that any attempt to influence this office and interfere with the administration of justice is criminal conduct.

The matters and decisions under review by this office will not be compromised by your continued intent to influence or impede my decision. You have been informed that the decision of Phill Kline to attempt to prosecute alleged violations in this jurisdiction were without legal authority. The dismissal of the criminal complaint stands.

This office did, however, conduct a limited investigation to determine if the rights of the minor children who received abortions had been protected by reporting those instances to law enforcement and child protection agencies in the jurisdictions where the children resided. This office has posted its decision on our web site, along with other legal documents that you are encouraged to review so that you might gain a clearer understanding of the law and its application in this instance.

This office requested in writing, in court and in other context, all of the underlying documents and data that formed the basis for Kline to attempt to file charges in this jurisdiction. As Attorney General, he failed, refused and neglected to do so. If there is any due process violation it would lie with Kline's refusal to forward to the proper prosecution authority in this jurisdiction, the Office of the District Attorney, the evidence that would be relevant to our review of the matter.

At this time, the matter will continue to be reviewed by Attorney General Paul Morrison as to whether there is evidence sufficient to warrant review by this office of the matters at issue.

The information that you have placed on your web site, and your vituperative comments and continuous picketing will not influence any decision by this office. People should know the facts and the law before espousing viewpoints that are contrary to the laws of the State of Kansas and that are factually and patently inaccurate.

District Attorney Nola Tedesco Foulston
18th Judicial District of Kansas