



To: Judge Timothy Fall
From: [REDACTED]
Re: Ajay Dev
Date: 7/24/09

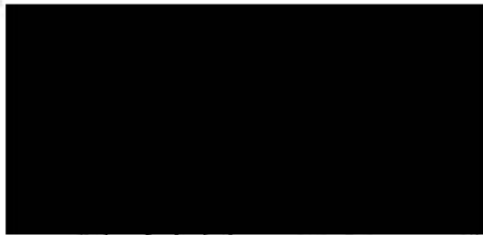
Dear Judge Fall,

I am writing you in behalf of my close friend of 20 years, Ajay Dev. I will speak earnestly and authentically about Ajay and his personal conduct within his family and with the greater community. Because I was a witness to his relationship with [REDACTED] Dev, I was interviewed by an investigator and was set to testify in trial, but unfortunately I was not called because the trial was becoming too lengthy. I would have been absolutely confident and accurate with my testimony. Therefore, I am not merely a caring friend, but an eye witness to their relationship and family dynamics.

For the last eight years I have been employed by Buckelew Programs, which provides mental health services for adults in pursuit of health, employment, and housing needs. During my tenor as Assistant Program Director I had the challenge and opportunity to evaluate, assess, and provide services to a wide array of dysfunctional personalities including those who served prison time and who had experienced trauma, sexual and physical abuse, to name a few categories. I supervised a team of counselors and also provided direct counseling services to our clients. It is with this lens that I interpret what empirical observations I make about people and their interactions with others.

I met [REDACTED] about one month after she arrived from Nepal and had numerous visits with her and the Dev family during her 4 year relationship with them, including about 7-10 visits when I spent nights in both Davis homes. I witnessed how Peggy, Ajay, [REDACTED] and their pets interacted and I can tell you with absolute certainty that I never witnessed any discomfort, tension, secrecy, or mischief of any kind. On the contrary, I was impressed with how comfortable and happy [REDACTED] was and how she embraced the love that her parents poured over her. She was a confidant, happy, bubbly, and loving member of the family. I watched how loving and comfortable [REDACTED] was with Ajay: calling him Daddy, kissing him on the cheek, and how they looked kindly into each other's eyes. This was not someone who had suffered any abuse from him. There was no secrecy or manipulation.





On a few occasions I got to spend time alone with [REDACTED] and I talked with her about Nepal and her experiences here. She opened up to me and said she really was a lucky person, that she loved Peggy and Ajay and looked forward to making them proud as a way of thanking them for what they had done for her. She said she would have never gotten a good education in Nepal. She asked me about my work providing to those who had experienced trauma and she said that was noble work and she felt sorry for such people. She spoke with me privately while her parents walked the dog or ran an errand and there was never any effort to keep her away from others in a private setting. Reflecting back on that time, I truly believe that if there was tension, serious dysfunction, or abuse, I would have observed something from her or her parents. She was comfortable with me as a single man at the time. Only in the last few months when Ajay and Peggy became disappointed in her promiscuity and her failing grades in college did I learn of any tension between them. I spoke with Ajay at length on the phone, by e-mail, and in person about his frustrations during that time regarding her poor choices.

For the life of me, among other contradictory factors, I cannot fathom how all these heinous activities took place with 1) Peggy either knowing about them or 2) Peggy not knowing about them. She is an extremely intelligent, loving, and attentive person and I find it impossible for her to be an accessory or to be ignorant of these events. I have known Peggy intimately for 18 years and I can tell you for certain that she would have never tolerated any inappropriate behavior. I am also confident that I would have observed something unusual from Peggy during the many times I spent with her, [REDACTED], and Ajay. By the way, there has never been any substance abuse on the part of Peggy and Ajay.

I attended college with Ajay as we both pursued our Masters Degrees and witnessed what integrity he had during that arduous process, as English was not his first language. I saw him under great stress, but he always remained professional regarding his studies, research, and how he worked with his professors and peers. I socialized with him at a local pub and even when inebriated Ajay was always respectful of others and was always conscientious about being appropriate towards women and was careful to not break any laws. He is a bright person, but not a cunning one and would never make a good criminal. Even if he did commit these years of abusive crimes, he never could have pulled off this crime in front of so many people and contexts. He simply is not built that way and his upbringing did not provide him the training to have a good "street sense" or criminal mind. Prior to these false allegations, I believe he had no record whatsoever. I have always found him to be a person of great honesty, integrity, respect, and always holding a





high regard for healthy personal relationships. It is for these reasons that I selected him to be a groomsman in my wedding in 2006. I was (and am) proud to introduce him to my parents and greater community of friends.

During these past 20 years I have been a close friend of Ajay's parents, brother, and cousins and attended many BBQs, Hindi ceremonies, and dinner parties. I have seen him interact with children, teenagers, and women of all ages and persuasions. I am keenly aware of Ajay's reputation in his greater family, with his friends, and at his workplace. And in every venue he reaches a superior level of excellence. One of the hallmarks of Ajay's personality is that he always maintains respect, openness, generosity, and a loving spirit toward his family and to the concept of family in general. I have a four year old daughter and my wife and I would never wonder for a second about her well being while in Ajay's care. This is someone I know very well and who I would trust with anyone that I loved dearly. He has always been a champion of women's rights and those of the underprivileged. Since I first met him when he was 21, his greatest dream was to become a professional engineer, raise a family, and provide assistance to his cousins in Nepal.

Since he has been accused of these terrible crimes, I have witnessed Ajay and Peggy to be under an almost unbearable amount of misery and grief. They have been baffled, shocked, and humiliated by this situation and Ajay has told me how these allegations have personally pushed him to the brink of no return. I can say if this had happened to me, I would feel the same. His reputation as a loving, giving, and honorable father and family man has been destroyed and this has caused him immense misery. He told me it is like a movie, to be falsely accused like this, but in this case, it is a living nightmare for him.

I respectfully request that you consider any evidence that may clear his good name and determine his innocence. In the extremely unfortunate event that he is not, please be lenient during sentencing. If he is to serve any prison time, I pray for him as he continues to seek an appeal process that provides his release.

Yours Respectfully,

