

The Honorable Eric Washington
Chief Judge, D.C. Court of Appeals
Historic Courthouse
430 E Street, NW
Washington, D.C. 20001



November 3, 2014

REF: Possible Corruption of the Board on Professional Responsibility and the D.C. Office of Bar Counsel

Dear Chief Judge Washington:

We are writing this letter to express our concerns that the Board on Professional Responsibility and the D.C. Office of Bar Counsel are abdicating their responsibilities to initiate a formal inquiry into the unethical conduct of two senior-level U.S. Government attorneys.

We allege that the two attorneys in question willfully entered into a most serious conflict of interest and, by so doing, placed their loyalty to their departments ahead of their sworn oaths to uphold and defend the Constitution and the laws of the United States. It is further alleged that they intentionally engaged in a scheme to purposefully evade the Constitution and the laws of the United States.

As I am sure you would agree, there are few legal positions more powerful than that of a practicing attorney in the employ of the U.S. Government. Attorneys in these positions have tremendous latitude and minimal accountability for their conduct. In these positions, a strong moral compass that guides the highest ethical conduct is an essential prerequisite of the job. In this case, the allegations of unethical conduct rise to the highest level of the intentional evasion of the Constitution itself and the very laws of the United States that spring from it.

When the D.C. Office of Bar Counsel refused to place our complaints on the docket because the two attorneys involved have not yet been convicted of a crime, we requested that Mr. Yaffe, Chair of the Board on Professional Responsibility independently look into the possibility of corruption within the D.C. Office of Bar Counsel itself. Instead, Mr. Yaffe turned to the very same individuals that were identified as possibly being corrupted in the first place to decide on the fairness of their own prior refusal to investigate our complaints. This, of course, represents a direct and actual conflict of interest that raises the specter that the corruption we first reported may have risen to an even higher level-the Board on Professional Responsibility itself.

The position of the D.C. Bar Counsel and now the Board on Professional Responsibility becomes even more suspect when we consider the reasons for their refusal to place our complaints on the docket. They argue that unless the two U.S. Government attorneys involved in our complaint are prosecuted by law enforcement and found guilty in a court of law that they are not subject to accountability by the D.C. Court of Appeals for their ethical conduct. A specious argument at best since most unethical legal conduct goes unprosecuted under our system of justice. That is why the Board on Professional Responsibility and the office of D.C. Bar Counsel were created.

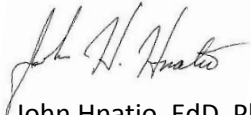
But even more worrisome is the fact that the Board on Professional Responsibility and the D.C. Office of Bar Counsel are failing to abide by their own rules of conduct in this matter. For example, § 2.3 Preliminary Screening of Complaints, District of Columbia Court of Appeals, Board on Professional Responsibility, Board

Rules, requires that complaints such as ours be placed on the docket if certain threshold tests are met. All of these threshold tests are met in the case of our complaints.

Our attempts to provide the Office of D.C. Bar Counsel and the Board on Professional Responsibility with significant documentation describing the magnitude of the alleged unethical conduct of the two attorneys involved have also been rebuffed in a possible attempt to avoid pursuing our complaints. Thus, we are providing the enclosed copy of a report prepared at the request of the Federal Bureau of Investigation that describes and provides evidence of the unethical conduct of the two attorneys directly to you.

Because the integrity of the Board on Professional Responsibility and the D.C. Office of Bar Counsel has been placed in such serious jeopardy by the actions of Mr. Shipp and Mr. Yaffe, we most respectfully request your direct intervention in this matter. When the administration of justice becomes corrupted then there can be no justice.

Most respectfully yours,

A handwritten signature in black ink, appearing to read "John H. Hnatio".

John Hnatio, EdD, PhD
Chief Science Officer

cc w/attach:

Eugene Shipp Jr., Bar Counsel
Eric Yaffe, Chair, Board on professional Responsibility