

CASTORA DETECTIVE BUREAU

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March 4, 1998

Cert. No. Z 396 560 783

Atty. Paul Gauvreau
Department of the Attorney General
State House Station 6
Augusta, Maine 04333

Dear Atty. Gauvreau,

This correspondence is a follow up of our meeting held at your office yesterday. I want to thank you for meeting with me, but I must say I was disappointed with our meeting. However, I will pursue this matter until a proper investigation is conducted and justice and restitution prevail for two innocent women who have been put through hell. As a prosecutor and an attorney, I was very surprised at your opinions on the clear evidence that was presented to you.

For approximately 2 1/2 hours evidence was presented to you, including, but not limited to, clear cut fraud, perjury, conspiracy, theft by deception and obstruction of justice. As I stated at the start of our meeting, we would consolidate years of investigating into a nutshell. Many times during our meeting you mentioned that my client, Ms. Ruel, was "only assuming" that illegal actions had happened. Much of the documented evidence you found to be "unusual." For over 2 hours documents, laws and statutes were presented to you. Do you think 2 1/2 hours was adequate time to present you with years of investigating? In the years I spent compiling this evidence presented to you, which doesn't even scratch the surface, you decided in 2 1/2 hrs. that my client was "only assuming" things had happened. When I did my investigating and put documented evidence in front of you, I was not assuming. With your opinion that evidence was "unusual" and the violations that occurred because of these "unusual" actions, there is just cause to investigate and get answers from specific individuals involved in these atrocities and brutalities.

Public servants in the Attorney General's Office have an obligation, under oath, to conduct themselves in a manner that inspires the confidence of Maine people. I must say that your decision not to investigate further erodes public confidence in investigations

conducted by the Attorney General's office and follows Brian MacMasters pattern of his extensive 10 minute investigation which was brought to your attention.

In addition to evidence, you saw photographs of bruises inflicted by an assault, pictures of Ms. Ruel's mother so heavily sedated that she was unable to be awakened for 3 weeks and this didn't bother you. Medicare fraud and violations that go beyond all bounds of decency and denial of rights guaranteed by both constitutions are considered "civil matters" and "technical errors"? Yet, your office will get involved in a harrassment dispute between students at a high school?

I'm experienced enough to know when fraud, extortion and conspiracy exists with documented evidence, clear as a bell, to back it up. I have enough evidence to present my case anywhere! I have to disagree with you that this matter is a civil matter. You advised both my client and I to seek an attorney and take this to court. As we stated, no attorney wants to get involved in a "can of worms." Both of us have been denied access to the courts as pro se litigants. Please read my complaint against Andrew Ketterer. As an attorney you should know that every complaint must have an answer pursuant to MRCP Rule 7 and that a Motion to Dismiss is not a responsive pleading. *Homas v. Pate* 493 F 2d 151, 162 (1974) There are crimes that have been committed and it is the duty of a law enforcement agency to prosecute.

The evidence presented to you were not "technical errors." Actionable fraud consists of a misrepresentation of material fact or omission to reveal a material fact. *Atlantic Acoustial & Insulation Co. v. Moreira* (1975) Me., 348 A 2d 263. Silence can only be equated to fraud where there is a LEGAL or MORAL DUTY to speak or when inquiry left unanswered would be intentionally misleading. *U.S. v. Tweel* 550 F. 2d 297, 299-300 (1977) Fraud in equity includes all willful or intentional acts, omissions, or concealments by which an undue or unconscionable advantage is taken over another. A conspiracy is a combination of 2 or more persons by concerted action to accomplish a criminal or unlawful purpose, or some purpose not in itself criminal, by criminal or unlawful means. *State v. Parento* (1938); *State v. Vermette* (1931) Perjury, presented to you, is a FELONY. By the law of this State, the civil remedy of a person injured by a felonious assault and battery is not suspended till the offender has been prosecuted criminally. *Nowland v. Griffin* (1878) 68 Me. 235 Constitution of Maine, Art. 1 @ 19.6. Denying any person access to an executive session, involving that person, is in violation of Title 1 @ 405 6(2). The refusal of those in authority to take action upon evidence of felonies constitutes Misprision of Felony, Title 18 @ 4. Where two or more parties working in concert to commit a crime or deprive anyone of their constitutionally protected rights is a conspiracy in fact and in law under RICO statutes, Title 18. The evidence presented to you yesterday is in the very least potent enough to initiate an investigation and involves the above stated statutes and case law. There are many unanswered questions that specific individuals should be held accountable to answer for.

I made myself perfectly clear with you. I came to your office thinking that the Atty. General got the message that I meant what I said in any of my correspondence. I also brought to your attention that I wanted to settle this matter in a diplomatic manner so as not to bring any notoriety or embarrassment to any official. If Andrew Ketterer thinks, in all my years as a private investigator, that I'm going to let city/bank officials steal citizens property, he's mighty mistaken. It's obvious there is a link between city officials, bank officials and others. I have learned how the system works and there is no concern for the little guy. I told you I don't pull punches and I speak the truth.

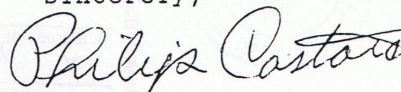
Maine has a huge problem. It's not just a problem with the quality of law enforcement because taking someone's life is not really a quality control issue. It appears the main concern of the Attorney General's office is to cover the butts of special interests rather than justice for the citizen. These corrupt special interests cluster around many of our state's district and superior courthouses where our citizens get legally abused and where the perpetrators find shelter under the Attorney General's do-nothing umbrella of authority. We are sitting ducks for official harrassment and citizens are getting wrongfully harmed, scammed, beaten, or otherwise deprived of life, liberty and property. We are being eaten alive, not only by certain law enforcement officials, or by this particular do-nothing attorney general, but by a whole system of administrative terror which has grown up in our state.

I know the media is controlled, but I'm not controlled by the media or anyone else. I conducted this investigation for many years and what I produced in front of you was "not assumed." There is concrete fraud and conspiracy, a FEDERAL offense. What was brought before you is not a civil matter. This cover up will come out. Let the chips fall where they may. I am sorry that I have to do it this way, but you have left me no choice. This matter and the refusal of government officials to take action will not be covered up. What the Attorney General's Office has turned its back on will come out and this is fact, not assumed.

As a government employee, you are bound by the law, most specifically the State statutes, the United States Code, and both constitutions. As a paid professional, you are required to know the law and its effects. All I ever pursued was justice, but the inaction of the Attorney General's Office, coupled with the extraordinarily long time it has taken to achieve closure on this matter has eroded public confidence. The Attorney General's Office did their credibility no good when it covered up the actions of District Attorney Michael Cantara and York County Sheriff Wesley Phinney.

I will continue my pursuit and forward this correspondence to appropriate officials.

Sincerely,


Philip Castora

CC: Chief Michael Kelley
Andrew Ketterer, A.G.