

Ms. Susan Bexley
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Page 3

Evan, who weighs 130 pounds, not the 150 pounds shown on the report, perceived the security guard as a threat in trying to exit the cab and apparently struck him in the eye. Evan was then hit several times about his body. He then vomited, partially onto or into the taxi. He was taken down to the ground by the security guard. According to guests at the hotel to whom I spoke, Evan reached his hand up, as if to shake hands and end the dispute, but he was hit further and kicked in the head two times by the guard. After this incident, the witnesses advised me, that Evan's pockets were went through and money was found. The taxi driver stated that he wanted \$25.00 for the fare and to pay for the "clean up". Evan does not recall their taking his money. Police arrived and as noted he was arrested.

While I do not condone Evan's hitting at a security guard, I believe without reservation that he only did so in a defensive manner due to the aggressive behavior of the taxi driver and his perception of the events at the time. Given the injuries he sustained, the night spent in jail, and the disruption of his family's vacation, I believe he has been punished for his actions. I know he is very sorry for the entire incident.

I am enclosing a copy of the medical records verifying his injuries. I am also including a picture of Evan in order that you can see the person of whom I speak. He is a clean cut, young man who as earlier stated has not been in any previous trouble.

I am hopeful that you will consider this information and defer or withhold prosecution in this matter. Again, you, and all parties involved may rest assured that this, as far as we are concerned, will close this incident.

Thank you for your past considerations and courtesies.

Sincerely

Thomas J. Broderick, Jr.
Attorney at Law

TJB:cc