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November 13, 2018

Mr. Cyrus R. Vance, Jr.
District Attorney
New York County District Attorney's Office
One Hogan Place
New York, NY 10013
November 20, 2018

Re - Convening of Grand Jury to Re-Investigate Dorothy Kilgallen Murder Based on Evidence in the new book, *Denial of Justice: Dorothy Kilgallen, Abuse of Power, and the Most Compelling JFK Assassination Investigation in History* (enclosed)

Dear Mr. Vance, Jr.

In August 2017, despite overwhelming evidence to the contrary including forensics pointing to barbiturate poisoning as the cause of death, an obvious staged death scene, multiple witnesses and documents indicating motive, and a prime suspect who knew facts about famed journalist Dorothy's Kilgallen's murder only the killer could know, your office issued the following statement to the *New York Post*:

Following a thorough, eight-month-long investigation into the death of Dorothy Kilgallen, the [NY County] District Attorney's Office has found no evidence from which it could be concluded that Ms. Kilgallen's death was caused by another person. We would like to thank those who advocated on behalf of Ms. Kilgallen, because information provided by her supporters is one of the reasons why an investigation commenced 51 years after her death. This Office remains dedicated to the investigation of cold cases and, if new evidence comes to light, we will review it appropriately. We will decline further comment on this matter.

Portions of the press release were included in this story on September 2, 2017:

DA: ‘No evidence’ reporter investigating JFK assassination was murdered

By Susan Edelman, NY Post

The Manhattan District Attorney’s Office says it has “found no evidence” that newspaper reporter and TV star Dorothy Kilgallen was murdered as she dug deep into the JFK assassination.

After announcing last January it would take a new look at Kilgallen’s Nov. 8, 1965, death, a “thorough, eight-month-long investigation” could not conclude that it was a homicide, the DA said in a statement. It thanked her supporters, and promised to review any new evidence that emerges.

The office refused to discuss its findings.

Mark Shaw, author of a book on Kilgallen, “The Reporter Who Knew Too Much,” slammed the decision as a “miscarriage of justice” and a “cover-up,” citing at least eight witnesses not contacted by the DA.

Kilgallen, 52, was found dead in her Manhattan apartment the morning after she appeared as a regular on the hit TV game show “What’s My Line?”

The city’s then-medical examiner ruled it accidental, caused by a combination of sleeping pills and liquor. Shaw argues she was drugged, possibly by Mafia associates, and that her JFK files were stolen.

“The American public should know what happened to one of its heroes, a reporter with unqualified integrity who sought the truth about the JFK assassination and was killed for doing so,” Shaw said.

This puzzling “verdict” by your office came some eight months after a story appeared in the *Post* under the byline, “Manhattan DA’s Office Probing Death of Reporter with Possible JFK Ties” written by Edelman after my initial book about Kilgallen, *The Reporter Who Knew Too Much: The Mysterious Death of What’s My Line TV Star and Media Icon Dorothy Kilgallen*, was released in mid-December 2016. Part of the article read:

Joan Vollero, a spokeswoman for DA Cyrus Vance Jr., confirmed that a staffer has read the book, and reviewed a letter from author Mark Shaw citing new leads, medical

evidence, and witnesses overlooked when Kilgallen, 52, died suddenly on Nov. 8, 1965, at the peak of her career.

“I’m hopeful DA investigators will probe any records available and interview witnesses still alive today who can shed light on what happened to this remarkable woman,” Shaw told *The Post*, which featured his findings last month.

“Victims have rights whether their name is Dorothy Kilgallen or Dorothy Doe, and Kilgallen was denied justice in 1965. That’s why I’m fighting for her.”

In your office’s press release, the important words to note are: “This Office remains dedicated to the investigation of cold cases and, if new evidence comes to light, we will review it appropriately.” This statement was summarized in paragraph two of the August 17 *Post* article, noting that your office “promised to review any new evidence that emerges.” Based on the strong statement in the press release and your assertions in the media of being a man of your word with the responsibility to uphold justice wherever injustice rears its ugly head, I respectfully request that the investigation be re-opened and a grand jury be convened to re-investigate Ms. Kilgallen’s tragic death since the conclusion that your office’s probe “found no evidence from which it could be concluded that Ms. Kilgallen’s death was caused by another person” is completely without merit. This request is backed up by a vast amount of new evidence including the most important release of documents about the JFK assassination in history (the Jack Ruby trial transcripts proving Kilgallen was in danger regarding her JFK death probe) that has “come to light” in my new book, *Denial of Justice*, just released (copy enclosed).

The baffling, in-explainable termination of the Kilgallen death probe which your office undertook with great media fanfare occurred following my full cooperation with former homicide detective Richard Ramos, assigned as the chief investigator to probe Kilgallen’s death apparently by Assistant District Attorney Eugene Hurley (Note: both men resigned from your

office for reasons unknown in 2018). As noted in *Denial of Justice*, this cooperation included a multitude of emails between us from January 2018 until late August (see below).

As noted in *Denial of Justice*, my 27th published book following successful careers as criminal defense lawyer and network TV legal analyst for the Mike Tyson, O. J. Simpson and Kobe Bryant cases (markshawbooks.com), the communication between Detective Ramos and I was a result of a June 1, 2017 meeting between us at Hogan Place in New York City. A small conference room had been chosen for the discussion with Ramos, an impressive, medium height man with both a serious and easy going demeanor. He said he was excited about being involved in the investigation since “normally all I handle are embezzlement cases, ones like that.”

Ramos said the other detectives in his office were jealous that he was working with the “cold case unit.” He added that his dad was “excited” as well with Ramos being involved in the Kilgallen case to the extent that his father had begun watching her in *What’s My Line?* re-runs on the internet.

At the start of the meeting, this author presented Ramos with a 20+ page “Evidence Report [Full report attached]. It included:

A chart listing of the principles involved with Kilgallen’s life and times and her death;

A section entitled “Reluctant” (Scared) Witness List (Withholding Evidence);

A section entitled, “Credible Evidence/Information Regarding Kilgallen Case” outlining the salient facts regarding a potential prosecution of those responsible for her death;

A seven page “New Evidence Summary as of June 1, 2017” listing 25 witnesses along with their statements;

A six page “Relevant Factors/Evidence Proving Dorothy Kilgallen Victim of Homicide” listing 33 “relevant factors.”;

An incriminating poem written by Ron Pataky, the chief suspect in Kilgallen’s death entitled, “Vodka Roulette Seen as Relief Possibility.”

During the meeting, Detective Ramos confirmed that he had read *The Reporter Who Knew Too Much* and “very much enjoyed it.” He said he had watched the more than 50 interview videos about Kilgallen life and times, and her death posted on www.thedorothykilgallenstory.org. When asked why he was heading up an investigation, he said it “came from his superior.”

Throughout the conversation Detective Ramos referred to Kilgallen as a “victim.” When I mentioned that she should be treated like any other person who died mysteriously whether it was five days, five years or fifty years while discussing other victims he had dealt with who were scared to come forward, Ramos nodded in agreement. He mentioned his frustration with cases involving a “beautiful woman who was found sitting up in bed after taking 60 pills,” and the “murder of a guy found in a trunk by a dope dealer who led police to the body but no witnesses would come forward to help solve the murder.

When I noted Kilgallen’s family members, including Jill, “Dickie” and Kerry, being uncooperative, he said “this happens a lot when the family may feel they are in jeopardy.” When I explained that Kilgallen’s butler’s daughter Brenda DeJourdan, living in New York City, was reluctant to cooperate (she finally did so), he agreed that he might be successful with her and other witnesses since the DA’s office was now involved. Toward the end of the meeting, he said, “I’ve already sent out some subpoenas,” meaning that his investigation was certainly ongoing.

While many of Detective Ramos’ statements offered insight into his focus on a fresh investigation of Kilgallen’s death, one stood out when he said, “I wonder if Ron Pataky [the main suspect in Kilgallen’s death – still alive today] sold [Dorothy] Kilgallen’s information about the JFK assassination to some people. I also wonder why he didn’t go to his “best friend’s

funeral,” another reference to Pataky. These statements certainly indicated Detective Ramos’ suspicion of foul play on the part of Pataky, Kilgallen’s close friend/lover and confidant.

Of special interest was Detective Ramos’ reaction when I told him that during one long interview with Pataky, it appeared he was close to confessing his culpability in Kilgallen’s death. This happened when I impressed upon Pataky that Kilgallen obviously loved him, and as her “wonderful, wonderful friend,” did he not want to tell the truth about what happened to her when she died, his part in that occurring? This author told Ramos there was a pregnant pause before Pataky moved on to another subject, a chance lost for him to confess his part in her death. At the suggestion that the detective might be successful in breaking down Pataky and securing a confession from him when an interview took place, Ramos agreed this could be possible, even to the extent of making a note about this happening.

Throughout the next couple of months, multiple emails were exchanged between Detective Ramos and me as noted in *Denial of Justice*. Among the emails circulated were:

June 4, 2017
Richard -

Thank you for the meeting on Friday. And for your dedication to discovering the truth about what happened to Dorothy Kilgallen so many years ago when she died.

With his permission after to speaking to him this morning, I am connecting you with Dennis O’Keefe, the former Suffolk County Sheriff’s detective who provided me with information about Detective James Doyle and Dr. Charles Umberger, etc. as noted in the Evidence Report I provided.

Please let me know at some point that you two have spoken.

Mark Shaw

(Ramos emailed back his intention to interview O’Keefe.)

June 9

Richard -

One update I should mention. I was able to spend about three hours with Brenda De Jourdan, Kilgallen's butler James Clement's daughter, on Saturday before I left NYC. Her disclosures were even more insightful than the first two times I spoke with her.

More to come although she is having a tough time right now since her husband's health is failing. She is checking to set up a time for me to speak with her brother Larry.

Mark Shaw

That same day, Ramos emailed his thanks for this author's cooperation.

From: Mark Shaw

Sent: Monday, June 26, 2017

To: Ramos, Richard

Subject: Fw: Dorothy Kilgallen

Richard -

Good morning. Hope all is well in the big city.

A few updates re Dorothy's case.

In case I get hit by a bus driven by one of those folks who apparently don't want me to further probe Dorothy's death or dispute the ludicrous "Oswald Alone" theory re the JFK assassination, I want you to know that I am now in the possession of the complete Jack Ruby trial transcripts that have been missing for more than 50 years with the intention of including them in a follow-up book to the current one to be published down the line a bit. The transcripts have never been published . . .

To date, I have reviewed more than 1000 pages with another 1000 or so to go and now understand much better why Dorothy, based on the shocking testimony, her two exclusive interviews with Ruby, and the reliable sources she had in the Dallas Police Department, etc., could tell her colleagues and friends she was going to "crack the JFK and Oswald assassinations wide open." And why her enemies could not permit her to write the book for Random house exposing those responsible who risked exposure if the book was published.

Regarding additional interviews about Dorothy's case, attached are the two most recent ones. The first is with Brenda DeJourdan, whom I mentioned to you is Dorothy's butler's daughter. I provided you excerpts from the first time I talked to her but have added the second and third interviews for your interest. I believe you will find her comments about Dorothy's life and times, and her death, quite revealing especially regarding what her father told her in and around the day Dorothy died. Also, some interesting information concerning disturbing family dynamics with Richard and the children.

Mark Shaw

The response to this email was immediate.

From: "Ramos Richard"
To: 'Mark Shaw'
Sent: Monday, June 26, 2017 8:28
Subject: RE: Dorothy Kilgallen

Thank you. I will keep you updated.

Richard Ramos

During the days following, Ramos received emails advising him of new developments in Kilgallen's case based on further investigation. This included the actual Brenda DeJourdan interview notes which included her recalling FBI agents being present in the townhouse on the day Kilgallen died taking her papers and documents with them, and the request to inform me when he was going to interview her since I wanted to give DeJourdan notice of Detective Ramos contacting her. In addition, Ramos was advised of interviews with a witness named Ken Edwards regarding Joyce Darling and Belva Elliot, Ron Pataky's first cousins including statements that he admitted being the last person to see Kilgallen alive, a strong admission that he was complicit in her death.

On July 13, in answer to another email from this author, Ramos wrote, "I apologize for the delay. Have been busy with other cases. I appreciate all of your work. I am meeting with the ADA next week. I will keep you updated. Thanks again."

On August 3, information about interviews with Jill Kollmar's best friend Marianne Harrison ("I heard Dorothy was 'quieted'") and Bob Schulenberg "who quotes Jill as saying 'my mother was murdered' in the 1970s" were forwarded. Ramos emailed "Thank you. I will contact you when I get back next week."

During the next three weeks, further fresh evidence was forwarded to Detective Ramos, all pointing toward Kilgallen being the victim of a homicide in 1965. It included the interviews with retired Detective Dennis O’Keefe and Robert Schulenberg, Pepper Hollingsworth [information about Kilgallen husband Richard not having possession of Kilgallen’s JFK assassination investigation file], and Matthew Mira [Account of Kilgallen friend Danny Brooks stating “They killed her. They f_____ killed her. She talked about Ruby, the interviews, her biggest case.].”

Despite the plethora of evidence being forwarded to Ramos which apparently he passed on to ADA Hurley, the decision was made, apparently by Hurley, to stop the investigation into Kilgallen’s death. This happened during an August 29, 2017 phone conference which was set up by Detective Ramos and ADA Hurley, whose identity was disclosed to me for the first time. I had been told the meeting was to “update the investigation” with anticipation Detective Ramos and ADA Hurley would provide information about who had been interviewed and what documents had been secured, with questions about the case to follow. Instead, without any warning, ADA Hurley, in a sullen and stilted voice, suddenly announced that the investigation had been “thorough” and was now being terminated without advance warning since “we have found no evidence that Kilgallen was harmed by the actions of anyone.”

Shocked to the point of being speechless at the surprise news, I stumbled with a response attempting to understand what had happened. Confused comments were offered since it appeared the decision was final.

Finally, having paused to consider the consequences of the surprise disclosure, this author asked several rapid fire questions of ADA Hurley, who admitted he had read *The Reporter Who Knew Too Much* leading him to launch the investigation, concerning who has been interviewed

and what documents had been retrieved through subpoena power. Told repeatedly, “I cannot tell you that,” and “I am not going to argue with you Mr. Shaw” in an angry tone when pressed for any details about the investigation, ADA Hurley apparently slipped from his prepared script and admitted, **“And we can’t tell who did it.”** The stilted conversation ended shortly thereafter with ADA Hurley failing to explain the contradiction as to why his latter statement was 360 degrees in the opposite direction of their deciding Kilgallen had not been harmed by the actions of anyone.

Disappointed that the mystery surrounding Kilgallen’s death would apparently not be solved by the DA’s office and suspicious that the investigation has been anything but “thorough,” this author immediately contacted via email several of the witnesses out of the 20+ or so provided to Ramos and Hurley in the “Evidence Report;” those who had given this author alarming new information about Kilgallen’s death through personal interviews. The response was immediate and quite alarming. It included: Robert Schulenberg (“No contact from DA’s office”), Chris Broich, son of NYC Medical Examiner toxicologist John Broich whose mother said Kilgallen had been “bumped off” (“I did not get a call”), Alan Eichler, close friend of Kilgallen’s lover singer Johnny Ray (“No, nobody’s contacted me, though I’m willing to talk if they do.”) and Dr. Donald Hoffman, a former NYC Medical Examiner’s Office toxicologist (“No, I haven’t been contacted by anyone from the DA.”). Each of these witness, along with Kilgallen’s butler’s daughter Brenda DeJourdan, had not been interviewed, a sad state of affairs since each had vital evidence regarding Kilgallen’s life and times and her death as had been passed along to Detective Ramos. Especially disturbing was the failure to contact Ms. DeJourdan (FBI agents swarming Kilgallen’s house on the day she died, Kilgallen’s obsession with JFK assassination, etc.), Schulenberg (account of Kilgallen’s daughter stating, “My mother was

killed”), and Dr. Hoffman (confirming the forensic evidence that Kilgallen had not one but three barbiturates in her system when she died proving murder not suicide or accidental death).

Shortly after receiving your office’s “verdict” that no harm had come to Kilgallen, I wrote to you on August 31 letter requesting that the investigation continue since it was clear it had been anything but “thorough,” whatever definition of that word might be possible, based on a multitude of factors. A full account of what had transpired from January to August 2017 via email and my June meeting with Ramos was included along with disclosure of the August 29 telephone conference call with Ramos and ADA Hurley as well as the emails from the four witnesses who had not been interviewed:

In part, the letter read:

Mr. Vance, I have been fighting to discover the truth and to restore Dorothy’s reputation for several years but we need transparency here, we need to know the results of the investigation thus far and be told that it will not end especially with so many witnesses still to be interviewed. Why not make the results of the investigation public once it is completed so there is no question of a cover-up, so the public will know that your office has in fact provided Dorothy with the justice she deserves.

As I said, my hope is that the decision to close the investigation is not final. You have a chance to let the truth reign, Mr. Vance, be a champion for Dorothy’s rights. The alternative is simply unacceptable, a true miscarriage of justice.

When no response was received, as also noted in *Denial of Justice*, I filed a Freedom of Information Law (FOIL) request. It demanded more than twenty witness statements and a lengthy collection of pertinent documents relating to Kilgallen’s death. Included:

1965 "DD 5 Supplementary Complaint Report," also known as a "Request of Cause of Death," sent by either the New York Medical Examiner's Office or the NYPD,

The Police Report and Death Report prepared by Det. Doyle regarding the death of Dorothy Kilgallen on Nov. 8, 1965

A November 1965 document from the NY Medical Examiner's Office sent to Det. Doyle that "attributed [Kilgallen's] death to visceral congestion."

Any and all documents received from either the FBI or CIA in connection with the investigation into the death of Kilgallen from December 2016 to the present

Any and all documents reflecting communication between the above named individuals and the New York Police Department or NY Medical Examiner's office pertaining to Kilgallen's death investigation from December 2016 to the present

Any and all references in any NYPD police reports to a "Vial" discovered in the townhouse bedroom where Kilgallen's body was discovered on November 8, 1965.

A NY Medical Examiner's Office report signed by Dr. James Luke stating, "Visceral congestion is not a term I would use and it was not the cause of death."

A "Supplementary Complaint Report" on Kilgallen's death dated Nov. 8 or Nov. 9, 1965, signed by homicide detective Peter McPartland or Detective Doyle.

Any and all witness statements taken at the death scene as well as those mentioned in the autopsy report including Kilgallen's husband Richard, actress Joan Crawford, the Kilgallen butler and other house servants; Kilgallen's children including Kerry, Jill and Jill's husband, sister Eleanor, or Kilgallen's parents.

Since this author, apparently to the surprise of Detective Ramos and ADA Hurley, was aware that many witnesses had not been interviewed and that these documents did indeed exist especially the critical DD 5 Report (Confirmed by retired Dutchess County Sheriff's Office (Poughkeepsie) Detective Dennis O'Keefe. He told this author, "Jack Doyle called me before I retired . . ." O'Keefe said Doyle told him, 'I was a young detective and responded to the death of Dorothy Kilgallen. I filled out "the death report," a "DD-5" form. It also contained all of my interview notes.'))

Despite this eyewitness account, and others of importance, it was anticipated that your office would avoid cooperating and instead attempt to hide behind legalese and refuse to cooperate since there were few, if any, witness statements to produce. After some delay, this is

exactly what happened when the FOIL request was denied by Susan Roque of your office's Special Litigations Bureau on October 12, 2017. Roque making this decision was certainly a conflict of interest since she was an employee of your office. An appeal of this decision to Kay Bailey, the Appeals Officer in your office, another conflict of interest, was denied with Bailey never even having the courtesy to respond to a final appeal motion. [Note: Sue Edelman of the *Post* also filed FOILS requests for the documents. The requests were denied as well.]

This attitude toward Kilgallen continued when there was no response to this author's March 2018 letter to you [none of my six letters has ever been given the courtesy of a response] requesting that the investigation be re-opened based on new evidence collected for *Denial of Justice*. After listing such evidence and pleading for cooperation, the letter closed with these words:

Without doubt, however, there is sunshine possible here, the chance to right a wrong, to work with me as was possible for nearly eight months, to share information with one goal, to bring justice to the table. This will permit us to discover the truth about what happened to Dorothy so long ago.

Returning to your office's press release promise ("This Office remains dedicated to the investigation of cold cases and, if new evidence comes to light, we will review it appropriately"), what exactly is the "new evidence" calling for a complete and thorough re-investigation of Kilgallen's death through the convening of a grand jury. Separating it into various categories of importance, the new evidence in addition to that supplied in *The Reporter Who Knew Too Much* and the "Evidence Report" provided to Detective Ramos and ADA Hurley, includes:

1. **Kilgallen did not die accidentally or commit suicide in addition to forensic evidence pointing to homicide: She was murdered:**

Kilgallen's butler's daughter **Brenda DeJourdan**:

“My Dad didn’t believe she killed herself. Made no sense. Made him suspicious. Scared to say anything and he was not the type to be bullied, didn’t scare easily. He was a courageous man.”

“I heard my dad say the FBI told him Dorothy died of natural causes, a drug overdose but my mother and father didn’t buy it, nobody did. They said she was not that kind of a person, with the drugs and all.”

“He also said, if the death is accidental, why are you here to the FBI agents.”

“My father said hairdresser Marc Sinclair (he found Kilgallen’s body) was a ‘basket case’ and crying after he found her body. He said, ‘they killed her, they finally killed her.’”

Marianne Harrison (Jill’s best childhood friend):

“I heard that Dorothy was quieted.”

Confirming Bob Shulenberg’s account of Kilgallen’s daughter Jill stating, “My mother was killed” - “It could have happened.”

New York City attorney and radio talk show host Matthew Miri re statement from Danny Brooks, Kilgallen’s longtime colleague at the *New York Journal-American*:

“I saw Danny crying. Asked why. He said, “They killed her. They f_____ killed her. She talked about Ruby, the interviews, her biggest case. Said they said she died of drinking too much. Said she liked to drink but not that much. Said, “It isn’t real.” When Miri asked Brooks why he didn’t go to the police, he informed this author Brooks told him, “Are you crazy. Think I want to die too.”

2. Motive: Kilgallen in Danger Due to Investigation of the JFK Assassination:

Brenda DeJourdan:

“My father said to Dorothy, ‘For your safety, let it go, let it alone, the JFK assassination, only going to open up problems.’”

“My father started to worry when he exposed the whole Ruby deal with the Warren Commission. He warned her, ‘don’t open up a can of worms, you are putting yourself in jeopardy.’”

“I heard him say ‘these are dangerous people.’ My father was very concerned for Dorothy’s safety.”

(Supports Kilgallen’s statements to hairdresser Marc Sinclair (“I am afraid for my life and for my family. I bought a gun,” and to hairdresser Charles Simpson (“If the wrong people knew what I know about the JFK assassination, it would cost me my life.”))

Potential FBI Involvement in Kilgallen Death before and after:

Brenda DeJourdan:

“Dad said there were people coming in [the townhouse on the day Dorothy died] taking boxes out. All of her papers, things she had, all gone. Family didn’t take them. Agency, FBI did.”

“My father said the agents took her papers, clothing, everything in office, took the glass from the bedroom, the bottle of alcohol. Dad was very upset.”

“My Dad was told to keep mouth closed about how Dorothy died by a government agency, yes, FBI.”

“My father remembers the FBI coming to the house before Dorothy’s death. She told him, ‘you are going to get yourself in trouble.’” (Connects with Hoover letter and memo to Warren Commission after Kilgallen Ruby testimony disclosure before release date)

J. Edgar Hoover letter and memos to Warren Commission General Counsel J. Lee Rankin (full documents attached):

One excerpt: Kilgallen quoted as telling FBI Agents who visited townhouse: “I would rather die than reveal [the identity of the source who gave her the Jack Ruby Warren Commission testimony]

Kilgallen Awareness of Jack Ruby Trial Testimony Never Published Before [indicates why she blasted Hoover’s “Oswald Alone” Theory in Various Columns and Articles causing her to become a Target for Death since she was going to disclose her investigation results in a book for Random House:

25+ excerpts in *Denial of Justice* include Ruby’s admission that was watching JFK being assassinated from the Dallas Morning News office at a window facing Dealey Plaza (confirms his having known about the assassination before it happened,” “he would be there” when Oswald was transferred from the Dallas County Jail basement (destroys his story of having just happened to be there at time he shot Oswald), and his having “posed as a reporter” to gain access to the jail basement.

Example: **G. C. Hallmark, General Manager, All Right Auto Parking Lot** (across from Ruby’s Carousel Bar) explaining Ruby pay telephone call to unknown person on the day before he shot Oswald:

A The conversation was about the -- what I understood to be, the almost immediate transfer of Oswald from the City to the County Jail. Mr. Ruby informed whoever he was talking to, that people were strewing flowers at the scene of the assassination, and that possibly the transfer would be delayed.

THE COURT: The what?

A Delayed.

Q Now, did Ruby say anything with reference to whether or not -- concerning whether he would be there or not; what did he say on that?

A He told whoever he was talking to, that he would be there.

Q He would be there?

A Yes.

3. Incriminating Evidence Regarding Main Suspect Ron Pataky:

Brenda DeJourdan:

Man in Townhouse with Kilgallen before died:

“Gentleman with Dorothy when she first came in to the townhouse.”

“Somehow my father saw him, Dad opened the door, somebody there, later there was evidence of him being there.”

“My father told my mother he didn’t know the gentleman, but when my father went to bed, he was still there.”

Ron Pataky Poems: Two poems Ron Pataky wrote noted in *The Reporter Who Knew Too Much* take on new significance based on statements made by two of his family members. The poems are:

Never Trust A Stiff At A Typewriter. It included the stanza:

There’s a way to quench a gossip’s stench
That never fails
One cannot write if zippered “tight”
Somebody who’s dead could “tell no tales.”

Vodka Roulette Seen
As Relief Possibility



While I'm spilling my guts
She is driving me nuts
Please fetch us two drinks
On the run
Just skip all the noise'n
Make one of 'em poison
And don't even tell me
Which one!

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Family members statements include:

Joyce Darling: Pataky's first cousin: "Ron told me he was the last person to see [Kilgallen] alive." Asked if she meant that he was with her WHEN she died, she responded, 'He was the last person to SEE her alive.'

Belva Elliot: Pataky's first cousin: "Ron admitted the poems he wrote, about the poisoning, about 'one who cannot write who is zippered tight' were about Dorothy [Confirmed to author by Pataky]. Ron [also] told me Kilgallen was poisoned because she was too close to the truth about the JFK assassination." By whom. Ron wouldn't say. [And Ron said] he talked to Dorothy just before she died and she felt her life was in danger."

Such disclosures, especially Pataky admitting the poems were about Kilgallen, and that he was the last person to see her alive, indicate that Kilgallen was the "stiff" in *Never Trust A Stiff At A Typewriter*. In addition, the final two lines, "One cannot write if zippered "tight, "Somebody who's dead could "tell no tales," directly relate to Kilgallen's death since she was "zippered tight" and because she was dead, could "tell no tales."

Even more of interest regarding self-incrimination on Pataky's part regarding Kilgallen's death, are the stanzas in "Vodka Roulette Seen as Relief Possibility." This is true since the words prove he knew facts about her death ("Please fetch us two drinks on the run . . . Make one of 'em

poison,”) alluding to the potential that he poisoned her drink when he was the last person to see her alive. These are facts only the killer could know since this information was never released until *The Reporter Who Knew Too Much* was published, resulting in only one conclusion to be drawn, that he was responsible for her death. Certainly the homicide detectives four best friends to solving a murder are motive, means, opportunity, and benefit from the crime. All fit Pataky’s profile, motive (Kilgallen suspected him of leaking her JFK assassination investigation evidence to the “wrong people”), means (poisoning her as noted in the second poem), opportunity (without question Pataky, a her friend, lover and confidant, was aware of her every movement and was, as he admitted, the last person to see her alive), and benefit from the crime (either money as Detective Ramos suspected, or saved from being ridiculed by Kilgallen in her newspaper column for being a “snitch and thus ruining his career).

This new evidence connecting Pataky’s admissions to Darling and Elliot with the poems he wrote is exacerbated when one considers new evidence regarding Pataky’s violent tendencies and a history of criminal activity coupled with an eyewitness account from a friend who knew him later in life professing suspicions regarding his complicity in Kilgallen’s death. Regarding his disturbing background, *Denial of Justice* chronicles his being arrested while a student at Stanford for drunk and disorderly before flunking out of the university, his admission to having “attended an Assassin’s School in Central America, specifically Panama where Spanish speaking people were used as target practice” and lying about it, having engaged in a violent disagreement with former NFL football player Jim Otis where shots were fired with the argument confirmed to me by Otis (Pataky had a reputation as a guy who got in trouble a lot.”), and being arrested for DUI and drunkenness in Westerville, Ohio (police report below), a short distance from his hometown of Columbus. Partial details:

ARREST INFORMATION

East Tennessee State
Memphis, Tenn. 38102
423-256-2000

1 NAME PRATKY	2 NAME ADAM	3 NAME RONALD	4 NAME WILLIAM
5 ADDRESS BRIDGEMAN Hall Memphis 5550 W. HARRIS BLVD	6 ADDRESS 1111 N. W. 600 335 GEN 820 633	7 ADDRESS W 400 W 400	8 ADDRESS W 400 W 400
9 CITY MEMPHIS	10 CITY MEMPHIS	11 CITY MEMPHIS	12 CITY MEMPHIS
13 STATE MISSISSIPPI	14 STATE MISSISSIPPI	15 STATE MISSISSIPPI	16 STATE MISSISSIPPI
17 DATE 07/03/98	18 DATE 07/03/98	19 DATE 07/03/98	20 DATE 07/03/98
21 TIME 5:30	22 TIME 5:30	23 TIME 5:30	24 TIME 5:30
25 OFFENSE 5550 W. HARRIS BLVD	26 OFFENSE 5550 W. HARRIS BLVD	27 OFFENSE 5550 W. HARRIS BLVD	28 OFFENSE 5550 W. HARRIS BLVD
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Detective Ramos had suspicions about Pataky's conduct regarding Kilgallen's death telling me, "I wonder if Ron Pataky sold [Dorothy] Kilgallen's information about the JFK assassination to some people. I also wonder why he didn't go to his "best friend's funeral," another reference to Pataky." Ramos also indicated he would interview Pataky [apparently never happened] after I told Ramos that at one point Pataky was close to admitting his complexity in Kilgallen's death.

Retired Dutchess County Sheriff's Office (Poughkeepsie) Detective Dennis O'Keefe, after reading *The Reporter Who Knew Too Much*, contacted me about not only his connection to Detective Jack Doyle assigned to Kilgallen's death but O'Keefe's suspicions about Pataky's role in that death as well as noting "The whole crew at the NYC Medical Examiner's office was a puzzle." O'Keefe said, as quoted in *Denial of Justice*, "It appears to me that Ron Pataky has dirty hands regarding Kilgallen's death."

Supporting such a conclusion is a new statement from Camille Renoir, a friend of Pataky's in the late 1990s. Asked by me why Pataky would have been interested in Kilgallen who was much older than he was, Renoir said, "Connections, decoration . . . to use her. Ron looked out for Ron, first and foremost." Asked if she believed Pataky could kill someone, she stated, "Not actually kill someone unless, that is, his life was in danger. He'd be afraid to kill, but if pressured, perhaps by Mafia guys, I can see him doing it."

Without question, as noted in *Denial of Justice*, Pataky exhibits the characteristics of a pathological liar with psychopathic tendencies. These characteristics include:

- Poor control over behavior
- Using others (a parasitic lifestyle)
- Superficial charm and glibness.
- Inflated sense of self-worth.
- Constant need for stimulation.
- Lying pathologically.
- Conning others; being manipulative.
- Lack of remorse or guilt.
- Callousness; lack of empathy.

No doubt exists that Ron Pataky, based on the new evidence as well as that included in *The Reporter Who Knew Too Much*, was somehow complicit in Kilgallen's death. To permit a killer to be at large is a certain miscarriage of justice, and, as the duly elected District

Attorney, the only choice is to convene a Grand Jury, one that will thoroughly investigate Pataky's role in the death of arguably the most accomplished female journalist in history.

4. Kilgallen's lost JFK Assassination Investigation File/ADA Hurley and Detective Ramos Conduct/Internal Affairs Probe

During the course of attempting to discover the truth about why your office's investigation into Kilgallen's death was terminated based on several factors including ADA Hurley stating, "We don't know who did it" in certain conflict with the conclusion that no harm came to Kilgallen (inability to contact Detective Ramos by me through email and phone messages and a private investigator through phone messages restricted this effort), certain evidence discovered is of a perplexing nature. First, as noted in *Denial of Justice*, I learned that both Detective Ramos, whom I suspected was not in agreement with the termination based on his remaining silent during the August 2017 phone conference and ADA Hurley had resigned. Whether their doing so is connected to the Kilgallen investigation is unknown.

Second, a source close to your office who wished to remain anonymous due to the potential for a repercussion of some sort, told me, "They [your office] quit because they found her file, the JFK file, the Kilgallen one. Buried it." Dismayed that this may have happened, an email was sent through a mutual friend, to James Bergamo, an ADA in your office. He was provided the inside facts about Kilgallen's case and your investigation and after apparently doing some checking responded with the news that Hurley had resigned ((I called your office and the receptionist was quite surprised that Hurley was no longer an ADA). Bergamo then backed off and instead of confirming or denying the existence of the missing Kilgallen file, or agreeing to speak to me as requested, stated in an email to the mutual friend that unfortunately "he was not

in the [cold case] unit” and in addition, could not “go above people who have been in the office for 20 plus years.”

Bergamo’s refusal to cooperate was quite disconcerting since discovery of Kilgallen’s file, if that occurred during your office’s investigation, and then covering it up would be a gross obstruction of justice. Why, because that file, which we know existed, is of vastly important historical value as it includes critical evidence that could very well contribute to learning the truth about the JFK assassination in tandem with the Kilgallen overall investigation, the most compelling, the most credible in history as proven in both of my biographies of the crack investigative reporter.

To ascertain answers to why the plug was pulled on your office’s investigation of Kilgallen’s death, learn the truth about why ADA Hurley said, “We don’t know who did it,” why Detective Ramos and ADA Hurley resigned, and whether there was deliberate attempt to hide from public view the Kilgallen file (suspicion is that the file may be in the hands of the FBI and could have been subpoenaed by Detective Ramos), it is strongly suggested that this matter be turned over to internal affairs with the result of any probe made public. This guarantees transparency, which you have noted to the public as being an important element of your position as District Attorney.

To gain an independent evaluation of the new evidence presented in *Denial of Justice*, I enlisted the cooperation of respected former federal prosecutor and former United States Congressman Robert Livingston by providing him with an advance copy of the book. Congressman Livingston’s conclusion as forwarded in a letter to me this past month reads as follows:

After reading “Denial of Justice,” your follow-up to “The Reporter Who Knew Too Much,” I find that you’ve made a convincing case that the Warren Report covering

the assassination of President Kennedy is woefully incomplete and possibly misleading. Clearly, evidence exists to imply that Oswald and even more likely, his killer Jack Ruby, were acting in concert with others. Moreover, you've shown that Dorothy Kilgallen was investigating and had likely uncovered much of that evidence when she was discovered to have suffered an untimely death at her home in 1965. Finally, because of your most thorough examination of the confusing facts surrounding her death, one is left with convincing evidence that she died neither from natural causes nor suicide. In short, she was murdered and the circumstances of her death appear to have been covered up. Why and by who is still open to speculation, but you have provided an exhaustive list of possibilities and potential assailants.

As a former prosecutor, I cannot say that you have solved the case "beyond a reasonable doubt." But you surely have provided sufficient "reasonable cause" to convene a grand jury for a thorough investigation. That said, the case is 50+ years old and limited resources available to government investigative authorities might provide them with reason to "put it on the back shelf" but for the connection to the most horrendous crime of the past century, to wit: the killing of President Kennedy.

There are still a number of potential witnesses alive today. Because of your work, they could be subpoenaed to testify and such proceedings should not take too much time to definitely answer some of the questions yet unanswered. Well done!

Bob Livingston

Former Federal Prosecutor (Louisiana) and United States Congressman

In addition to witnesses connected to the JFK assassination as noted by Congressman Livingston, those still alive and available to testify before a grand jury include former ADA Eugene Hurley, former homicide detective and NY DA investigator Richard Ramos, Kilgallen daughter Jill Kollmar and Kilgallen sons "Dickie" and Kerry, Brenda DeJourdan and brother Larry, Marianne Harrison, Belva Elliot, Joyce Darling, Ken Edwards, attorney Matthew Mira, Chris and Eileen Broich, Dr. Michael Baden, Dr. Donald Hoffman, Dr. Stephen Goldner, attorney Tony Serra, Bob Schulenberg, Camille Renoir, Jim Otis, and without question, Ron Pataky, currently living in Ohio. One indication of his complicity in Kilgallen's death, as you will read in *Denial of Justice*, is Pataky's decision to not pursue civil action against me despite targeting him as a murderer.

In addition, even though some of the witness's accounts are second hand but quite credible due to confirmation of these accounts, a fresh investigator assignment to probe Kilgallen's murder as a wing of the Grand Jury may follow up on leads provided by the witnesses while releasing any and all documents requested by me in the FOILS petition. Without question, FBI agents alive at the time must be pursued as well as a thorough search of FBI files and those in your office regarding location of Kilgallen's missing JFK assassination file especially if it was discovered during the incomplete investigation launched by your office in 2017.

Finally, without question based on Ron Pataky's admissions that he was the last person to see Kilgallen alive, exhuming her body so as to discover any DNA connection to Pataky through trace evidence seems appropriate. This should be completed immediately since Pataky is now in his early eighties.

Mr. Vance, Jr. frankly, I do not know what happened to cause the investigation into Kilgallen's death to not in any way be "thorough" as had been promised both to me and publically. Since we are both members of the bar with a responsibility to uncover wrongdoing of a criminal nature wherever it may exist, I would like to think that you were kept in the dark regarding the less than thorough extent of the investigation and not involved with the decision to terminate it. Dorothy Kilgallen may have died 50+ years ago but she has the same rights as the victim of a homicide as anyone who is killed today. With this in mind, hopefully you have the courage to re-investigate Kilgallen's death as promised if new evidence was provided. Certainly as noted in *Denial of Justice* and in this letter, that new evidence exists and I expect good news from your office so that there is no denial of justice here, no abuse of power, no covering up the truth of either Kilgallen's homicide or the JFK assassination for that matter.

Thank you for the consideration.

Mark Shaw

Bestselling Author of *The Reporter Who Knew Too Much* and *Denial of Justice*

cc: New York Attorney General Barbara Underwood.