

D.A.'s Need to Stop Destroying Evidence

Here's why we need to be vigilant and hold accountable those in government positions. District Attorneys are destroying evidence.

Lawmakers should have made a clause the same time with C.P.L. 440.30(1)(a), prohibiting all D.A.'s from destroying physical evidence that would exonerate an innocent man. Other citizens would be charged according to Penal Law Section 215.40(2), a class E felony. D.A.'s should not be exempt from this penal law. They should be charged also.

Lawmakers should now make a law or amendment to 440.30(1)(a) that all physical evidence be preserved automatically, especially for those defendants who are doing a life sentence, and for those whose evidence was destroyed, there should automatically be a new trial for those who had DNA in their cases.

There should be no exceptions based on politics. Innocent people are sitting and waiting and all taxpayers are footing the bill. I'm one of those people. The D.A. in Schoharie County destroyed all the testable evidence in my case 13 months after the new DNA testing came into effect. They didn't want me to further prove my innocence, that's how corrupt D.A.'s are.

I and others care about people's rights based on our experience. It's time to stop this police state mentality in its tracks. Citizens, write letters and tell your family, friends and co-workers to call their representatives to express their position against district attorney's destroying physical evidence and destroying innocent lives.

Direct any replys to Henry West at <http://betweenthebars.org/blogs/597/>