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March 26, 2004
Mr. Howard Safford A/DA
Hampden County DA's office
50 State Street
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Mr. Safford,

In response to your calls on March 15th, and March 16th, as we discussed later, I can not listen to those tapes again as you would have liked. I understand this may make your job a little more difficult, but the pain of doing that is far too overwhelming for me. I appreciate your understanding and patience regarding that matter. If you would review all of the letters that I sent both DA Bennett and yourself copies of, as well as The Ride Magazine article that I faxed DA Bennett, as well as the press release on www.kevinjpecor.org, you will find many of my questions.

Besides those questions, I have also prepared the attached list of questions that I need answers to.

As we discussed, I understand that you relied on the information provided to you by the WS Police Department. As we discussed, There are many questions surrounding the credibility and accuracy as well as the thoroughness of their investigation. Even if those were not factors, their investigation relied almost solely on the opinions of one officer, who being human, may have made a mistake. For that reason, I would appreciate it if you would call the State Police Reconstruction team to do an accident reconstruction. I would also like to meet with the investigation team to provide them with information that I have discovered.

Please respond to me as soon as you have answers so that I may get some closure regarding these issues after you have listened to the tapes.

Thank you
Sheila A. Pecor

1. Who was the woman who was the first to call police to report the accident? What happened to her?
2. Did the West Springfield Police or the District Attorney's office ever investigate why she said she was driving, saw a kid on a bike, hit him, "then another car hit him and he's dead"?
3. When Mr. Safford asked Officer Duffy if it was possible that the drivers saw Kevin, Duffy said "possibly." Did you know, or do you know now that the driver of Martinez' car and Tina Wood both said they saw Kevin before the accident? Since Officer Duffy had interviewed both of them before he talked to you, and the woman's voice on the tape said the same thing, don't you think the question of negligence should be revisited?

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4. How do you reconcile Officer Duffy changing his description of the amount of light at the scene when Kevin was hit?
5. Do you know that there are three streetlights within 100 feet of the spot where Kevin was struck?
6. Did you know according to MGL, because Kevin was 2 feet into the lane of travel, that he had the right of way in a no passing zone with a car in the other lane? What right of way law did Officer Duffy use in determining that there was no negligence?
7. Did Officer Duffy take into account that the light bouncing off the very high snowbanks on both sides of the road also added to the visibility that night?
8. Why did no one ask the driver of the second vehicle that struck Kevin if he was speeding or if he thought the car in front of him was speeding? Why didn't they also ask him if the first driver ever applied his brakes as would be apparent by brake lights?
- 9- Why did Officer Duffy tell you that the only violation of Martinez was that he was driving an unregistered vehicle? Did he know at the time that Martinez was driving with a suspended license? If he did know, why didn't he tell you, and why didn't he arrest Martinez, which is fairly standard procedure for police, particularly when there is an accident? If he did not know, why did he falsify the traffic citation?
10. Why are the police tapes incomplete? I saw the Officer that I spoke to radio down at least 3 times when I arrived at the accident scene and yet there is no evidence of that on the tapes?
11. Why did Officer Duffy rely on the testimony of Tina Wood, who was driving in the opposite direction, regarding the speed of Martinez' vehicle? Were there ever paint burn marks taken off Martinez vehicle to determine the rate of speed that Kevin's body traveled across the paint? This would determine Martinez rate of speed. Were his ankle and sneaker measured to determine the rate of speed at which he was struck that knocked him out of his sneaker? If not, why, and if so, what were the results?
12. Did you know that Officer Duffy's neighbor is Martinez's grandmother? Could that have influenced his handling of the investigation?
13. Do you know if Officer Duffy at that time was trained to investigate accidents involving bicyclists? Was he trained at that time to investigate accidents involving pedestrians? If so, have you seen his certification?