

COUNTY COURT  
NASSAU COUNTY

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THE PEOPLE OF THE STATE OF NEW YORK,

-v-

Ind. 67104, 67430, 69783

Hon. Teresa K. Corrigan

JESSE FRIEDMAN,

Defendant.

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SUBPOENA DUCES TECUM

To: Nassau County District Attorney's Office

GREETINGS:

**YOU ARE HEREBY COMMANDED**, that all business and excuses being laid aside, to appear before the County Court of Nassau County at 262 Old Country Road, Mineola New York, on May 11, 2015 at the hour of 9:30 in the morning, in a criminal action prosecuted by the People of New York against Jesse Friedman (the "Defendant").

**YOU ARE REQUIRED TO BRING WITH YOU:**

1. All written statements made by Defendant while in custody of Nassau County.
2. All written statements made by Defendant at any point.
3. All records or recordings of any kind, made by anyone, and reflecting statements made by Defendant.
4. Any records or recordings constituting summaries, impressions, or reflections upon statements made by Defendant.

5. Any books, papers, photographs, objects, or other items collected by the Nassau County Police Department, the District Attorney's Office, or any other person or agency, in the course of the investigation of Jesse or Arnold Friedman, and in the custody or control of Nassau County.
6. Any document, record, object, book, paper, or other item that the People intend to introduce at any future hearing on the innocence of Defendant.
7. Any paper, document, record, photograph, object or other item which was presented to the grand juries in indictment numbers 67104, 67430, or 69783.
8. Any paper, document, record, photograph, object or other item which relates to any allegation made in indictment numbers 67104, 67430, or 69783.
9. Any summaries or compilations of records, objects, books, papers or other items prepared by the People for presentation to the grand juries in indictment numbers 67104, 67430, or 69783.
10. Any summaries or compilations of records, objects, books, papers or other items prepared by the People for presentation to a petite jury would it have been convened.
11. A written list of any witnesses, including names and addresses, the People intend to call at any future hearing on the innocence of Defendant.
12. A written list of any expert witnesses the People intend to call at any future hearing on the innocence of Defendant, and all reports prepared of their intended testimony. In the case that no such report has been prepared, a summary of their opinion and the subject matter of that opinion.
13. Any communication, whether written, oral, or otherwise made to the prosecution or its agents, by any person the People intend to call as a witness, which are in any way contrary to the expected testimony of the witness. This request includes verbal and non-verbal communications.
14. A written list of the students and parents of students of the Friedman Computer Classes interviewed by the Nassau County Police, any other law enforcement agent, any agent or representative of a law enforcement agent, the Nassau County District Attorney's Office, any agent or representative of the Nassau County District Attorney's Office, or any other person in the investigation of Jesse Friedman or Arnold Friedman.

15. The record, in whatever form, of the statements made by any of the students listed in request No. 14. If no statement was recorded in any manner, state so.
16. All notes, papers, recordings, documents, or evidence of any kind which constitutes a record of the interviews made of students or parents of students by any person listed in request No. 14.
17. A written list of any parents of students, family members, acquaintances, or any other person interviewed by the Nassau County Police, any other law enforcement agent, any agent or representative of a law enforcement agent, the Nassau County District Attorney's Office, any agent or representative of the Nassau County District Attorney's Office, or any other person in the investigation of Jesse Friedman, Arnold Friedman, or Ross Goldstein.
18. State whether any agreement, promise, understanding, or other arrangement, whether formal or informal, exists between the People or any of its agents or representatives and any person whom the People intend to call at any hearing on the innocence of Defendant.
19. Any document, recording, paper, or other record of any such arrangement referenced in request No. 18.
20. A written list of the names and addresses of any person whom the People know, suspect, or otherwise believe have any relevant knowledge or information regarding the allegations set forth in indictment numbers 67104, 67430, or 69783.
21. All papers, documents, records, objects or other items related to any communications between the Nassau County Police Department or Nassau County District Attorney's Office and any parents of students.
22. All papers, documents, records, objects or other items related to any presentations, sessions, or other gatherings between Nassau County Police or members of the Nassau County District Attorney's Office and parents.
23. All papers, documents, records, objects or other items related to any presentation to the press by any Nassau County agency or office, including notes or other documents made in preparation of said presentation that was in any way related to the Friedmans or Ross Goldstein.

24. All Press Releases made in connection with the Prosecution of the Friedmans or Ross Goldstein.
25. All papers, documents, records, objects or other items related to the providing or use of any therapists, counselors, psychologists, psychiatrists, or other persons by any Nassau County office or agency in relating to any Friedman computer class student, parent of those students, or any other person related to the Friedman prosecution or that of Ross Goldstein. This request includes notes of witnesses who testified as to the existence of the use of hypnosis before the team reviewing the conviction of Jesse Friedman, as noted, for example at page v of the executive summary of that report.
26. Any and all photographs, films, and/or videotapes taken in connection with this case.
27. Any and all photographs, films, transcripts, recordings, diagrams, charts, or other demonstrative evidence the People intend to or may introduce at any future hearing on the innocence of the Defendant.
28. State for each witness the People intend to call at any hearing on the innocence of the Defendant whether that person ever underwent any sort of therapy, including but not limited to memory recovery therapy, in the process of gathering their testimony at any point between 1987 and 2015.
29. All documents, papers, records, books, photographs, transcripts, tapes, videotapes, or audio or visual media recorded in any format which the Nassau County District Attorney's Office or Nassau County Police Department received, gathered, referenced, or considered in preparation of the June 2013 Rice Report.
30. Sufficient documentation to identify Assistant District Attorneys who were assigned to or otherwise engaged with the "Review Team," whose review gave way to the Rice Report.
31. The training history and other employment records of Det. Sgt. Frances Galasso, Det. Patricia Brimlow, Det. Lloyd Doppman, Det. William Hatch, Det. Wallene Jones, Det. Anthony Fiore, Det. Nancy Myers (now Line), Det. Larry Merriweather, Det. Peter Reihing, Det. Anthony Squeglia, Officer Charles Whiddon, and Officer Mary Ann Durkin.

32. All statements or records of statements by any computer class student or parent, including investigatory interviews. This includes those “handwritten notes from detectives” mentioned at page 8 of the Rice Report. It further includes the “48 signed statements” identified at page 8, footnote 37 of the same report, and all other records.
33. All documentation and records of the visits to “104 households” during the process of investigation noted at page 9 of the Rice Report.
34. All documentation and records of the 262 reports and lead sheets of the “many students” for whom “the Friedman Classes were nothing more than what they were advertised to be” identified at page 10 of the Rice Report. This request includes the “handwritten notes listing the interviewee’s name, characterizing the interview as negative, and sometimes, explaining that designation” noted at page 9 of the Rice Report. It further includes the notecard of the one interview from February, 1988 that “police documented with only a single word, negative” as well as “handwritten notes from detectives, several undated, non-incriminating witness interviews” noted at page 17, footnote 94 of the Rice Report.
35. The identity of the person who stated “that he attended only one class session, that he was never abused, and that he never witnessed any abuse” mentioned at page 130 of the Rice Report.
36. All documentation and records regarding the “twelve boys who told police about illegal sexual conduct” prior to November 25, 1987 noted at pages 12 and 13 of the Rice Report.
37. All documentation and records of the “eleven victims” who made statements during the second phase of the investigation between the initial arrest and December 17, 1987 noted at page ESii, iv and pages 17-20 of the Rice Report.
38. All documentation and records of statements of and interviews of the “thirteen boys” who “gave detectives detailed statements outlining Jesse (Friedman’s) criminal conduct and the additional “who would eventually testify against Jesse Friedman before a grand jury” noted at pages ESiii and 9 of the Rice Report.
39. The list of names of local children seized by postal inspectors identified at page 6 of the Rice Report.

40. The “primary source documents” that were “omitted from the public appendix” identified at page 1, footnote 2 of the Rice Report.
41. The “forty-eight signed statements” within the “Review Team’s Record” identified at page 8, footnote 37 of the Rice Report.
42. The identities of the children as well as the places, dates, interviewing detectives, and all other records part of the “identification procedures” noted at page 8 of the Rice Report.
43. The identities of the children as well as all records of the “checklists to indicate which pornographic videogames, if any, they had seen during the class” noted at page 8 of the Rice Report.
44. All documentation and records of the “discussion between Arnold, David, Elaine, Jesse and Seth Friedman” dated March 24, 1988 and mentioned at page 23, footnote 88 of the Rice Report.
45. All documentation and records of the interviews of Ross Goldstein on September 8, September 20, September 21, October 5, October 17, and October 27 1988 identified on page 31, footnote 107, page 29, ESiii, and page 32, footnote 116 of the Rice Report.
46. All documentation and records of any other interview of Ross Goldstein conducted at any time.
47. All documentation and records of the line-ups conducted June 16, 1988, June 22, 1988, November 17, 1988 and noted at pages 30-31.
48. The notes “obtained directly from Dr. Pogge” noted at footnote 148 of page 38 of the Rice Report, as well as any other notes from Dr. Pogge.
49. The videotape of Jesse and David Friedman in a supermarket dated Fall of 1988 and noted age pages 40 and 41 of the Rice Report.
50. The interview notes by Stanley R. Berg dated July 25, 1989 identified at footnote 229 of page 49 of the Rice Report.
51. The interview notes by William S. Berk dated December 1990 identified at page 50, footnote 230 of the Rice Report.

52. All documentation and records of the “police and prosecutors files” containing partial student rosters, plus reconstructed information compiled by the Review Team noted at pages 62 and 123 of the Rice Report.
53. All documentation and records supporting the statement that “only two classes may be reconstructed with any precision” contained in the Rice Report at page 125.
54. The guidelines for the Nassau County Multidisciplinary Team, rules of adherence for the Child Advocacy Center involving interviewing children identified at page 76 of the Rice Report.
55. The supporting documentation or other evidence that led to the conclusion within the Rice Report at page 72 that police used tactics that were “unprofessional, unfair, and cruel.”
56. The supporting documentation or other evidence that led to the conclusion within the Rice Report at page 72 that children were told that failure to disclose abuse would affect their future sexuality, cause them to become “homosexual” or become abusers themselves.
57. The supporting documentation or other evidence that led to the conclusion within the Rice Report at page 71 that police warned children that they would suffer “lasting psychological consequences later in life if they do not disclose abuse.”
58. The supporting documentation or other evidence that led to the conclusion within the Rice Report at page 66 that police gave some boys rewards to gain their cooperation.
59. The supporting documentation or other evidence that led to the conclusion within the Rice Report at page 62 that “some witness interviews were conducted entirely off the record, with no attempt made to reduce to writing what was learned from the visit, or why the visit was made.”
60. The supporting documentation or other evidence that led to the conclusion within the Rice Report at page 87 that detectives “might have said something along the lines of, ‘Jimmy said Arnold was not nice,’ a strategy that in some cases produced results.”
61. All documents provided to the Nassau County District Attorney’s Office during its conviction integrity review by Defendant.

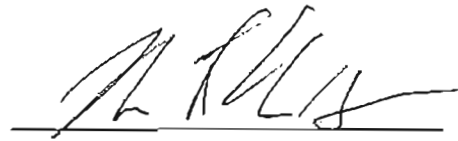
62. Any and all records regarding the arrest of, any investigation into, any other alleged co-conspirators or actors who at any point were suspected of committing criminal acts in concert with Jesse Friedman, Arnold Friedman, or Ross Goldstein. This request includes witness statements and any other records of interviews or interrogation.

**IN LIEU OF YOUR PERSONAL APPEARANCE**, you may satisfy the obligations of this subpoena by forwarding the documents requested to the following location, by May 15, 2015:

County Court, Nassau County  
262 Old Country Road  
Mineola, New York 11501

**IF YOU FAIL TO ATTEND OR PRODUCE THE AFORESAID DOCUMENTS**, you may be adjudged guilty of Criminal Contempt of Court and/or fined.

Dated: New York, New York  
May \_\_\_\_, 2015



Ronald L. Kuby  
119 W. 23<sup>rd</sup> Street, Suite 900  
New York, New York 10011  
(212) 529-0223

**SO ORDERED:**

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Hon. Teresa K. Corrigan  
Nassau County Court