

March 29, 2007

NH Executive Counsel
State House Room 207
107 N. Main St.
Concord, NH 03301

Re: Reappointment of Marital Master Philip Cross

Dear Honorable Counselors,

I am enclosing some materials on behalf of my client David Johnson, who has recently been jailed for civil contempt by Master Cross. To make matters worse, within minutes of my hearing that Judge Sadler had issued an order of CAPIAS, I received a call from the Derry Family Division about a bail hearing.

Civil contempt includes an element that the defendant have the ability to comply with the order. I found it appalling that Judge Sadler would issue a notice of bail hearing right after having my client picked up. I interpreted her scheduling of the bail hearing as an admission that she knew the element of her finding of civil contempt - that of "ability to comply with the court order" was not met.

In addition, bail is not an issue for civil contempt at all. RSA 597:1 states:

"Except as provided in RSA 597:1-a, 597:1-c, or 597:1-d, all persons arrested for an **offense** shall be eligible to be released pending judicial proceedings upon compliance with the provisions of this chapter."

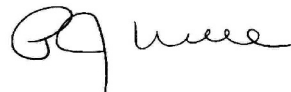
Civil contempt is most definitely not an "offense." It is notailable. To further demonstrate her ignorance of the law, Judge Sadler added a condition in her "bail" ORDER of March 27, 2007 that my client relinquish his guns based on nothing more than a request from Attorney Jon Ross; and because I stated to the court that he was angry at the court [for flagrantly disregarding the law of contempt, for one.] As I stated in my Motion to Vacate Bail Order, the judge's belief that every angry man is automatically a threat "manifests a misandrist bias and belief . . . that reflect directly on the fitness of any judge to make decisions concerning fathers in a family court." In addition, she stated in her Bail Order of 3/27/07 that "the court found he had the ability to comply and that has been affirmed by the Supreme Court. At its best, it is

sloppy, at its worst, an intentional misrepresentation. It is her own original finding she appears to be quoting, and she never made such a finding. There wasn't even an allegation that my client had the ability to pay the \$8000, and it certainly was not proven. The sentence appears absolve her culpability in the matter by blaming "the court" for making a finding. She signed the order - it's her finding! There are no facts to support it, and my client will certainly lose everything he owns, not to mention his daughter's belongings as a result of her ridiculous attempt at justifying her actions in the matter.

To make matters worse, the mother's care of her daughter is so marginal, that there is every possibility that DCYF will become involved with the mother while my client is in jail. My experience with the courts respecting the rights of fit parents is appalling. The real threat here is that the family will be permanently torn asunder while I attempt to extricate my client from jail when no judges will read the law, apply the law, or consider the true best interest of the child. While I will do everything in my power to avoid this from happening, I cannot guarantee anything. Any attorney in this state who speaks out about the problems in the court system of judges ignoring law and/or facts has more problems for her clients rather than fewer.

The problem in this case actually began with Master Cross however. Please be advised that I am categorically against re-appointment of Master Cross as a marital master because he flagrantly violates the law as outlined in the enclosed materials. Said behavior from a member of the judicial branch seriously erodes confidence in the law and ultimately leads to the breakdown of civilized society. I hope you take my letter and my client's complaints seriously and refuse to re-appoint Master Cross.

Sincerely,

A handwritten signature in black ink, appearing to read "Paula J. Werme". The signature is fluid and cursive, with the first name being the most prominent.

Paula J. Werme

cc: World Wide Web/werme.8m.net