

John Webster
1556 Halford Ave., #132
Santa Clara, CA 95051
February 22, 2003

Lt. Brenda Herbert
c/o San Jose Police Department
201 W. Mission Street
San Jose, CA 95110

Dear Lt. Brenda Herbert,

I was at the San Jose Peace March a week ago and met Assistant Chief Wheatley. He showed some interest in us resolving our continuing dispute. He suggested that I write you to discuss the issues.

In 1990, fate brought us together in a sting designed by the US Postal Inspection Service. As you know that sting was attempting to enforce certain laws and was designed to catch and punish the "Child Abuser". Unfortunately, that sting was executed with "The Ends Justifies the Means" mentality and used alteration and hiding of evidence to catch the supposed "Bad Guys".

Some people, such as yourself, might think that those actions were necessary to supposedly protect the children. The reality is that morally I am only guilty of wanting to raise my children in ways that I believed best but others believed to be bad parenting. You, on the other hand, broke one of the fundamental moral laws that is even listed in the Bible's Ten Commandments: "Thou Shalt Not Bear False Witness".

The main defect with that sting was that it required portions of conversation with intense emotions, to be removed or changed. The plain fact is that people's memory is stored in their brain relative to the emotion experienced, and that the stronger the emotion the more permanent the memory. Elation over possibly finding my soul mate; scared that I might lose my chance; confusion and anxiety about being asked to do things that I did not feel were right.

So, for example, I will never forget the time you blatantly solicited sex with the 10-year-old boy from me, and where I adamantly refused. Funny how it is not anywhere on the evidence tapes. I now realize that that missing segment of conversation was probably the only edit you personally did, perhaps by just turning off the tape recorder for those few seconds. You had to prod me into making "offers" without letting the rest of your team know how much I had to be prodded to do it. I am sure that team, either in the SJPD or in the USPIS, did the remaining edits, which we both know were substantial.

And of course there is the time you threatened never to call me again unless I could explain where the short beep in the last call came from. My mind was racing trying to figure out what could possibly have created the sound. Unfortunately, I came up with the correct answer (from my computer – actually it was from my printer) so your team doing

the editing knew where to move that beep. Of course none of that conversation is on any of the evidence tapes either. Other examples of edits are on my web-site and I am sure you have already seen them.

I have heard from others that you generally were a good police officer with integrity. That probably means that you only reluctantly went along with the use of altered evidence and that it has bothered you ever since. Am I right? I will be doing my best to continually remind you of that moral lapse of judgement and I believe you will eventually do the right thing. Even if you choose not to do that voluntarily I have a high confidence that when I finally get you on the witness stand where you are under oath, that I will be successful at getting you to admit that the evidence tapes were extensively altered. Make no mistake; I will eventually succeed at getting you on the stand.

Currently I am working under a "Catch-22": I can't bring a suit against you without first proving that I was innocent all along, and I can't prove that without getting you on the witness stand first. The only way around this that I can figure is to get you, the SJP, or the City of San Jose to sue me for defaming the name of the San Jose Police. I can then call you to the witness stand to prove that my accusations are true. This is why I have gone to all the trouble with all the flyers, handouts, billboard truck, and the web-site.

I see you as somewhat of a victim yourself; a victim of a system that punishes good cops and rewards the police officers that are willing to sell their soul to get the criminal. If you do finally decide to come clean you will have earned my respect and gratitude, and I will do what I can to prevent that step from ruining your life and career. Your first step though would probably be to seek early retirement.

First I will limit my civil suits of you, the SJP, and the City of San Jose to what your liability insurance will cover (\$5 million, I understand). However I would require help from you and the SJP to go after the USPS, both for criminal acts and for punitive damages. Baring information that you supply to the contraire, I see them as being the source of all this injustice and evil.

Eventually I suggest that you and I get together and write a book, with chapters alternating between your view and my view of what was going on before, during and after that sting. The first chapters would give the backgrounds of each of us to help explain how we got to that point in our lives. I thought a good name would be "The Seduction of Officer Wells" or some related name. Assuming that your insurance company paid me off to my satisfaction, I would be willing for you to get most of the royalties from that book and anything that results.

Second, while any monetary settlement I receive will not buy my silence, I will agree to state to the public that the past wrongs against me, have been brought out and resolved primarily due to the cooperation of yourself and of the current administration of the San Jose Police Department (assuming of course, that this actually occurs).

Also be aware, there may be other people who were involved in that sting (whether in the SJPD or the USPIS) that may wish to stop you, if they thought there was a chance of you bringing this whole incident into public view. If you consider this a real possibility you may want to have several sealed sworn statements in the hands of people you trust.

In closing I pray you are willing to take that step to correct the damage you did thirteen years ago.

Back before 1990 raising and educating my two children was probably the most important facet of my life. Their mother wanted to raise them as close-minded Mormons; I of course wanted them to learn to question everything. With influence from both they probably would have turned out somewhere in between.

But because of the altered evidence, me being forced to accept a plea bargain, and me being denied even supervised visitation with them for five years my children, now grown, want nothing to do with me; they think of me as a common criminal. My son had returned all of my letters unopened; I no longer even know where he lives. My daughter, who assumed my guilt from the beginning, was only concerned that I get a fair trial. My attempts to contact her to let her know all that was really going on, only resulted in me now having a ten year restraining order against me even trying to contact her.

Their mother, whose main concern was to prevent me from influencing our children, has succeeded; their minds are definitely sealed shut.

If you do choose to proceed, one way is for you to make up a sworn statement outlining all the alteration of evidence with details of who did it and how it was done, and then to give it to my attorney. With my instruction he will hold on to it until you have initiated your retirement. His address/phone is as follows:

Dan Mayfield
730 N. First St.
San Jose, CA 95112
(408) 287-1916

Yours in Truth,

John H. Webster

PS: As soon as the rains stop, and the lawn dries up where the truck is parked, I will be able to start driving it around again.