

CITY AND COUNTY OF SAN FRANCISCO



DENNIS J. HERRERA
City Attorney

OFFICE OF THE CITY ATTORNEY

JAMES F. HANNAWALT
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January 4, 2008

VIA FACSIMILE: (213) 625-1600

Mark Geragos, Esq.
Geragos & Geragos
644 S. Figueroa St.
Los Angeles, CA 90017

Re: Preservation of Evidence

Dear Mr. Geragos:

Based on your statements to the media, we understand that you represent Kulbir Dhaliwal and Paul Dhaliwal in connection with events of December 25, 2007 at the San Francisco Zoo.

So that all parties potentially interested in the tragic events of Christmas Day have full and fair access to objective factual information, we request that you instruct your clients to preserve *in its current condition* all of their personal property that is now in the custody of the San Francisco Police Department, assuming return to Messrs. Dhaliwal of any such property.

In particular, the digital content of your clients' cell phones, which we understand are currently in the possession of the police, may help reconstruct what happened at the tiger exhibit and café. We also understand that police officers requested permission from your clients to examine any images and other contents of the cell phones. Your clients refused to cooperate with this request; consequently, no one has yet examined this potentially critical evidence. There have also been reports that there is evidence in your clients' car of possible alcohol consumption.

We trust that you will immediately agree to preserve all of your clients' personal property that may be returned by the police and guarantee that the contents of the phones and car are not destroyed or altered in any way. In the interests of getting to the real facts of this tragedy, we propose a simultaneous inspection of the car and cell phones by experts retained by your clients and the City Attorney's Office. This should take place at the time the property is released by the SFPD and before you or your client take custody of it. If you agree to this proposal, please sign

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below and return a signed copy of this letter by fax no later than noon, Monday January 7, 2008.

Very truly yours,

DENNIS J. HERRERA
City Attorney

J. Hannawalt/jw
James F. Hannawalt
Deputy City Attorney

On behalf of Kulbir Dhaliwal and Paul Dhaliwal, I agree to the proposed simultaneous inspection of property upon its release by the SFPD, and agree further to take all necessary actions to preserve all potential evidence in this matter in its present condition.

Mark Garegos, attorney for Kulbir Dhaliwal and Paul Dhaliwal

CC: Bruce Copeland, Esq.
Yomi Agunbiade
Chief Heather Fong, SFPD