

# THE FAST LETTER

## **FAST, False Allegations Solutions Team**

A newsletter about false allegations of child sex abuse

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**CHILDREN DO LIE ABOUT SEX ABUSE !  
SO DO VINDICTIVE EX-WIVES AND GIRLFRIENDS !**

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**Publishers: Bob and Elaine Lehman ~ December, Issue #2, 2007 ~ Editor: Elaine Lehman**

**Website: [www.false-allegations-team.com](http://www.false-allegations-team.com) ~ Email: [elaine.lehman@earthlink.net](mailto:elaine.lehman@earthlink.net)**

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# Innocence Project in Idaho to take Scott Molen's case!

**Connie Molen**  
With comments by Elaine Lehman

**ELAINE:** FAST member, Scott Molen, was recently convicted of crimes that he did not commit. The story of Scott's unfair trial is in *The FAST Letter*, December, 2007. Since Scott was convicted, Connie Molen, Scott's wife, has vigorously fought to get media attention for his tragic story. The Molens have no more money to hire an attorney, so Connie contacted The Innocence Project of Idaho to see if they would take the case. (The Molens live in Idaho.) The innocence Project is responsible for getting over 200 men freed from death rows across the country, using DNA evidence.

The Innocence Project has always taken ONLY cases involving DNA, and Scott's case did not involve DNA. In fact, none of our current FAST cases involve DNA. However, he had other proof that he never raped his 11-year-old granddaughter. Her medical examination showed that she had an intact hymen. In other words, this 11-year-old virgin had made false allegations that Scott had raped her with penetration 12-14 times! The medical exam proved that nobody had ever had sexual intercourse with the child, so she was obviously lying. Not only that, but she recanted on the stand about several of the charges!

Besides getting Scott's case accepted by The Innocence Project, Connie also managed to attract the attention of the national TV show, 20/20! They wrote her and asked for the entire story, with documentation. Connie made this happen by writing them repeatedly. At first, they ignored her. Finally, they contacted her. This proves that with the media, "the squeaky wheel gets the grease!"

**CONNIE:** I spoke with the Director of the Idaho Innocence Project, Greg Hampikian, this past week. We had emailed and mailed our story to them many moons ago. He told me that they usually take only cases involving DNA, but he has read our story and says he is willing to help!!! The only problem is, he can't do anything right away. He will wait until after sentencing when we can get a court appointed appeals attorney. He says they are easier to work with. He says most attorneys hesitate to work with the Innocence Projects because of egos! Why doesn't that surprise me?

**ELAINE:** Far too many defense attorneys are too arrogant to work with anyone else who might know more than they do. This is one of our most common problems!

**CONNIE:** He also knows the director of 20/20 and gave me permission to name drop. I will definitely do that! He says if they contact me to tell them that he is going to be working to help us!!!!!!!!!!!!

**Such wonderful great news today after a very long, depressing few weeks.**

**ELAINE:** FANTASTIC! I will share this with the group. I want everybody with medical exams that show that their accusers are virgins to do the same thing in their own states! (We have quite a few in FAST.) Those medical exams ought to be almost as good as DNA.

# The police interview

What to do and say, when you are innocent of the allegations against you.

Larry Ward, David O'Hara  
With comments by Elaine Lehman

## Larry Ward:

After having gone through a series of detective interviews, and knowing what I know now, I would NEVER reveal anything to any detective or police official without having my legal counsel present.

**ELAINE:** If you cannot afford an attorney, insist that they provide one for you, as they are supposed to do, and as the Miranda Act states. Many of our intelligent, educated FAST members have to use public defenders/court appointed attorneys. There is no shame in this.

**LARRY:** If I had been educated in the areas of police investigation, most likely criminal charges against me would have been greatly minimized, if not completely dropped. I certainly would have avoided a police polygraph examination.

It is my opinion that an innocent person wants to reveal everything to the police, because that person knows perfectly well that nothing happened. We are led to believe that the police want to hear the truth. Unfortunately, that is not the case. My experience taught me that the police are interested only in convictions, and will go to any length to secure them.

**ELAINE:** Police officers may legally lie and deceive in order to obtain a confession. They are trained in interrogation methods, and you cannot trust anything they say in interviews. Like the prosecutors, they are not interested in finding out the truth. All they want is a confession. As both Larry and Dave said, they are not your friend. They may act friendly, warm, and kind, but that is just another ploy to get a confession. At the very least, they want information from you to use against you, later.

**LARRY:** They design their questions to baffle and confuse. They play on the fact that the accused person is under a great deal of stress. They pretend to be your friend so you will put your trust in them. However, open honesty with the investigators can be twisted to make our responses appear questionable or uncertain. These tactics suit their real purpose, which is securing convictions at any cost. Keep in mind, these folks are not your friends.

## **To reiterate: Do not reveal anything to interrogators without an attorney present.**

Always remember that we have protections under the 5th Amendment to the US Constitution that secures for every citizen the right to remain silent. Threats will likely ensue, but we should remain rigid in our resolve to refrain from providing any more than the bare basics to the police, i.e., name, address, place of employment and so forth. Demand to have an attorney present before questions are answered. That is our Constitutional right.

**ELAINE:** There are real reasons why the military train their soldiers to give "name, rank and serial number," only, if captured.

**LARRY:** I wish I had known that when I was going through the most horrible period of my life.

## David O'Hara:

**Here is a list of some things I did. Some were good, some were stupid.**

1. Do not discuss anything that you might be able to use in court for your defense strategy.

Alibis, with times and dates. (The police can get the accusers to change their times and dates, if yours give you an alibi.)

**ELAINE: This is absolutely true. The police and prosecutors get accusers to change their stories all the time. For instance, if you tell the police that someone else was at home, or you were elsewhere when the supposed incident took place, they will get the accuser to change the dates and times. We like to believe this kind of thing would not happen, but it does, every day.**

**DAVID:**

Reasons why the accuser would make false allegations.  
I should have said "I don't know," but instead, I gave them all the reasons, and they were prepared for them at my preliminary hearing and used them all against me.

2. Past criminal history?

The police detective asked me that, and my reply was, "You are in the Police Department. You tell me!" This is NOT RECOMMENDED! They got irritated at me. Irritating them is not really the object of being there.

**ELAINE: Keep your dignity. If you act like a smart alec, they will get a poor impression of you. If you really changed, act like you did! Keep your attitude and approach calm and mature at all times. NEVER use curse words at all, for any reason. Look them in the eye, sit up straight, and speak clearly. When you walk in, shake their hands. Act confident, but NEVER cocky. If you break down and cry, that's fine, but only if it happens naturally.**

**Dress well, too. No jeans or t-shirts. Criminals dress that way. Wear professional-looking clothes. I usually suggest that men wear a long sleeved, dress shirt with a nice pullover sweater or sport coat in cool weather. If your hair is long or ragged, have it cut before the interview, if you have time. (Keep it neatly cut short from then on in this horrendous process.)**

**DAVID:**

If you have a record, simply tell them you had some problems X years ago, and you don't really recall the charges, now.

You changed, and have led a decent, honest, responsible life for X number of years, since then. Leave it vague. If they push, ask them what it has to do with this situation and that should end that. Do it politely. If they still push, just say I don't recall

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3. Give brief answers. Do not lie. Just keep it brief.
4. They know you are scared and will play to it. So remain calm, and do not let them see your fear.  
You are not on trial.  
You do not have to answer anything you do not want to.  
You do not want to get frustrated into saying anything you did not want to say. (They knew how to push my buttons and I said a whole lot of things they turned around. I did not do well with this.)

5. YOU CAN END THE INTERVIEW ANYTIME YOU WANT TO. THEY CANNOT INTERVIEW YOU WITHOUT AN ATTORNEY. If they threaten to arrest you, they can hold you for a short time (24

hours in Pennsylvania) without charging you with a crime. Check with an attorney, or go online, to find out the laws in your state.

6. Take a tape recorder with you, turn it on to get their answer on tape, and ask if you may record the interview. If they say no, turn it off after you get their answer. If they permit you to record the meeting, it will keep them in line. I think I would have the recorder on the table. Ask everyone in the room to state their name, date and the time of the interview. This way, nothing can be turned around and they will know that. They also might be more likely to realize that there is nothing to this and dismiss it, if you are not afraid of taping the interview.

7. They will try to trick you by asking you similar questions. They want you to turn your statements around.

8. Ask them some questions of your own.

Write the questions down and take them with you.

Write down their answers if you are not permitted to record the interview.

Some questions to ask:

Who made the accusations?

When did the allegations supposedly occur?

Has a formal complaint been filed? If "yes", ask for it. In PA, I am entitled to it. If not, you can file a complaint against them, and they know it.

When was the complaint filed?

What are the exact allegations being made?

9. They will most definitely ask you if you have an attorney. If you already have an attorney, this will let them know they must be careful. Also, say that you are to call his office when it is over to discuss what took place. If you do not have an attorney, but plan to hire one, immediately, say that. If you need a public defender, insist on being assigned one before talking with them in any more detail.

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## **A creative defense strategy!**

**Allen Cowling**  
**With comments by Elaine Lehman**

**ELAINE: This started life as an email from Allen Cowling. It has some great ideas for YOUR defense strategies. Read this, and see if you can do something like he did in your trials.**

...There were two girl accusers. They had been coached beyond belief, BUT, there are certain things they can never be coached on and that is where I hit them.

**Pay close attention to this, folks, if you are facing a trial. Get creative ideas like this for your own defense strategies.**

One of the girls who was 5, 6 and 7 when she said the abuse went on, claimed my client, a 300 pound guy, got on top of her on the floor and put his private in her private. I told the attorney, "Make her show the position she was in when it happened."

She got down off the stand, walked in front of the judge, got on the floor in a SITTING UP position with her legs apart about 6 inches. The attorney asked her, "Now, that is how you were when he did it?" She said "Yeah."

**A visual act like that has FAR more impact than just saying how he supposedly did it. Visuals are VERY important. If a picture is worth 10,000 words, then a physical demonstration is worth 10,000 pictures!**

That is something they never would have coached her on, and, since she had no one to ask, she did what she thought was the best thing. **Obviously, it was physically impossible.**

The second girl claimed my client stuck his mouth on her private and wiggled his tongue around. He did this while HE AND SHE were sitting IN a recliner together and her shorts were around her ankles. **Again, this was not possible and the judge clearly saw that.**

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## **The pre-sentence investigation (PSI)**

**Connie Molen, Julie Miller,  
Elaine Lehman**

**CONNIE MOLEN'S QUESTION: What should I give or tell the probation officer who is doing my husband, Scott's, pre-sentence investigation?**

**JULIE:** I would not waste a lot of time or energy on this. I hate to say it but the probation officer is looking at the facts of his "alleged guilt" not innocence, and is recommending probation or reduced sentence based on the facts of the crime. They cannot reduce sentences or make recommendations because they think someone is wrongly convicted. If you want to try to get him probation or a reduced sentence, focus on his family, ties to the community, lack of violence, etc. Find out what the probation report is based on and then do everything you can to help make Scott look like he is not a danger to society.

**ELAINE:** I suggested that Connie include just a few items that show Scott's innocence, just for the record, such as the medical exam of the accuser that showed she had an intact hymen and a copy of The FAST Letter, November, Issue #2, with the article Connie wrote about Scott not getting a fair trial. I believe in educating people at each step of the way. Nothing in that packet will change anything, though.

Judges make up their minds independently of the PSI. For instance, Tony Bruneau's PSI investigator recommended 5 to 10 years per charge, to be served concurrently. That would mean that he would have only served 5 to 10 years, altogether. The judge completely ignored that, and sentenced Tony to the full 106 years. The PSI is really nothing but a formality, as is the sentencing hearing, itself. They just cover their bases, that way.

**JULIE:** The other thing is, the probation report has to be based on the facts from what was allegedly proved at the trial and nothing else, so if it is not, you guys need to object to it at sentencing. For example, Ray's probation report was based solely on the original police report filed and had nothing to do with what was allegedly proved at trial, so we could have objected to it. (Of course, we did not).

The fact that our men proclaim their innocence hurts them in sentencing and parole hearings. Everyone wants them to admit guilt. If they don't, they hold it against them.

**ELAINE:** They like to say that. However, it is most unlikely that saying he was guilty would change the judge's mind, anyway. If one of our FAST guys wants to say he was innocent, that's fine with me. I actually believe in loudly stating "I am innocent," to anyone and everyone. I'm not disagreeing with Julie. I just have no faith that anything done or said in the Pre Sentence Investigation will change the judge's mind either way. It is very cut and dried. The judge is going to do whatever he is going to do.

**JULIE:** Ray's statement to his probation officer for the report was that he maintains his innocence, that he was not properly represented by his attorney and that his attorney did not bring up all the facts of his case and provide his complete defense. The probation report states that he still continues to deny committing the crime.

**ELAINE:** Good for Ray! You never know. That might end up helping him, someday, in the Habeas. At least he can show that he consistently proclaimed his innocence at every step of the way! The PSI report is just another document that might end up slightly useful in another trial, added to everything else.

**JULIE:** Anyway, I really believe it will not make a difference for the probation report. However, be sure you get a copy ahead of time so that you can rebut the things she says.

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## Hardly the profile of a pedophile!

**A physician's letter about Ken Barnes, the son of FAST member, Pat Winchild. This letter also applies to other innocent FAST members. Last week, Ken's accuser recanted. Pat Winchild, Ken's mother, asked this doctor to write a letter about Ken.**

### Robert Fiscella, M.D.

**ELAINE LEHMAN:** Robert Fiscella, M.D., is a Baltimore psysician who worked for several years with innocent FAST Member, Ken Barnes. Ken has been diagnosed with Schizoaffective Disorder, which is not quite a serious as Schizophrenia. Ken, who was probably not competent to make this decision, took a plea bargain 12 years ago. He has been in and out of prison ever since, for very minor violations of the Sex Offender Registry. Ken's accuser recently recanted.

**Pat Winchild is Ken Barnes' mother, and she has worked with FAST for over a year, now. Dr. Fiscella wrote Pat the following letter on Ken's behalf. He was willing to testify if Ken had a trial, but that never took place.**

**Some of Dr. Fiscella's letter, which follows, applies to many other FAST members, not just to Ken Barnes.**

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Friday, December 7, 2007 12:37 PM

An issue underlying the Ken Barnes story is that society must rethink the whole concept of sex offender registries.

For every sexual predator I have seen in thirty years of practicing hospital psychiatry, I have seen hundreds of violence-prone individuals, some of whom had been incarcerated repeatedly. Most had poor impulse control, others were chronically enraged, and some were sadists or sociopaths.

Most of them presented a high likelihood of reoffending. The offenses ranged from assaults, to assaults with deadly

weapons, to homicide. Individuals who brutalize spouses, children, or strangers on the street may be teachers, coaches, police officers, or neighbors. They may be anywhere-- **except on a registry**.

What about sexual offenders? The majority of sex crimes against children are perpetrated by someone the child trusts, a father, grandfather, uncle or priest and only rarely the creepy neighbor, or, as in this case, the weird guy at a snowball stand. Cases in which a released perpetrator unknown to a family assaults or kills a child are horrifying and attract national media attention. They are also rare.

One may commit a violent crime, be convicted, be imprisoned, and reenter society with all the usual rights and protections. If one commits, or is even thought to have committed, a sexual offense, he becomes legitimate prey for institutionalized witch-hunts for the rest of his life. He has effectively lost all civil rights. In addition, the protection offered society by sex offender registries is illusory.

What is real is the havoc wreaked on the lives of those permanently registered without unquestionable evidence that they have committed the heinous crime of child abuse and are likely to do so again.

In the Barnes case the term "beyond a reasonable doubt" is a meaningless cliché. The hell that he and his family are suffering is almost unimaginable. Their lives have been ruined by individuals who persecuted this mentally ill man based on little more than a picture on a list and their own fantasies. This tragedy has been compounded by disinterested attorneys, a mental health system that refused opportunities to help, and misguided, hysterical community leaders.

Other than an unverified accusation by a confused child in 1996 and a subsequent Alford plea there has never been a shred of evidence that Mr. Barnes ever touched a child inappropriately, or that he poses a danger to anyone other than himself. Hardly the profile of a pedophile.

The parole official's assertion that he was rearrested because he was in the pre-contemplative stage of offending is, as his attorney said, an assault on the Bill of Rights. It is also an assault on reason.

If the parole officials can read Mr. Barnes mind, it is unlikely they will find fantasies of children. What they will find, right now, at this moment, alone in an isolation cell, is a man with feelings of fear, confusion, hopelessness, and injustice. And when they do, maybe they will tell the people of Roland Park who the real victim is.

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## **The Linarte story**

### **America is no longer based in truth and justice**

**Joanne Linarte**  
**with Elaine Lehman**

America is no longer based on truth and justice. Today, truth and justice have become nothing but a game that lawyers, prosecutors, and judges play with other peoples' lives.

Twin 11-year-old girls that had attended my day care center since they were 2 years old, falsely accused my innocent son, Frank Linarte, of rape when he was 18 years old. Their mother was behind these allegations, and she had a financial motive. She later proved her motive by filing a lawsuit for \$600,000 after Franky was convicted. She knew I carried a million dollar insurance policy on my day care center.

Franky has spent the last four years in prison for crimes he did not commit. In fact, these alleged crimes were fictional, and were never committed by anybody.

I am not saying this just because Franky is my son. If I thought for one minute that Franky had committed these crimes, I would have done everything I could to get him psychiatric help for what would have been a serious problem if it were true.

This was the result of a poorly handled case, botched by Officer Reilly, of the Norwalk, Connecticut Police Department. He failed to investigate anything! He did not even question the families that attended my daycare. He took the easy way out by pressuring, frightening and coercing a confession from an 18-year-old with a processing and speech delay disability. His learning disability prevented him from understanding his Miranda rights. Franky did not realize that he could stop the many-hours-long interrogation at any time or request an attorney.

Finally, the officers told Frank that if he did not confess, he would never see his mother, again. If he confessed, he could go home and the whole thing would be over. Then, they brought in a previously typed "confession," for Franky to sign. Franky reluctantly said, "All right, I'll sign it, but I didn't do it."

Three months later, the police arrested Franky, and he has not seen his mother for four years, now.

**I am saying Franky is innocent for a number of sound reasons.** First of all, gynecological medical examinations were performed on the two girls at the time, and both girls had intact hymens. They were both virgins! Furthermore, there was no evidence of abuse in the entire gynecological/anal area. Yet, the twins claimed that Franky had raped them 1200 to 1800 times over the course of two years, both front and rear! He supposedly did this while they were sleeping on narrow cots placed just a few inches from each other in my day care center. Franky played high school football, and weighed about 230 pounds. According to the specifications on the cots, they were not built to sustain that much weight.

Not only that, but he supposedly raped them each so silently, that the other twin did not know it was going on. Each girl said that her sister had never told her Franky was raping her. Yet these girls lived in each other's pockets and told each other everything!

Although I provided our high priced attorney, Mickey Sherman of Court TV fame, with a long list of witnesses, suggested motives of the accusers, and concrete pictures and documents as proof that **no crime was committed**; he had no intention of using any of it. I found out too late, that is not how the game is played.

I soon learned that most of the case was being dealt with outside the courtroom in the judge's chambers, and we were unaware of the goings-on there.

They started with a trail of continuances and delays that can drag out for years. These delays provide what laymen refer to as "job security" to everybody connected with the justice system. Because navigating the system and defending ourselves is so difficult, private citizens cannot usually get by without a defense attorney's services. Because we are a "captive audience," we are subjected to high legal fees that are way out of most people's league. Either we pay high fees, or we must accept a public defender who knows nothing but plea bargains.

What average citizens are not aware of are the politics that surround child sex abuse cases. After the tragic inconceivable conclusion, which resulted in my innocent son being led off to prison for a crime **he did not commit**, I began my crusade to find the real reasons behind it.

What I discovered, was that once a prosecutor takes on a case, **he has to win**. In fact, all he cares about is winning. He does not care in the least about finding the truth. A prosecutor's career path is to be a judge. If a prosecutor loses just one case, he is viewed as having bad judgment in taking the case in the first place. He would lose the opportunity of a future career as a judge.

In this case, the judge suppressed pertinent evidence. The prosecutor brought in an unethical "expert" witness, a nurse, who presented junk science as factual. This confused the jury, and a confused jury convicts. The prosecutor did this because the real evidence did not support his case.

As I said, the judge did not allow the evidence that would have proved that the allegations were false. The claims of sexual assault were not supported by the medical evidence.

When the judge makes a ruling, you have to accept it, even when you know that the whole truth is being withheld from the jury. You hope and pray that they have enough wisdom and common sense to see through the lies they are fed, by the prosecution. All the while, you are constantly frustrated, because you realize they need all the facts to come to the right conclusion. How can they do that without knowing the true facts? How can they be fair, when the courtroom is full of misplaced belief in, and sympathy for, the "victims." (The correct term for juveniles who make allegations of sex abuse is "accusers.")

The "victim's advocates" were allowed to come to court dressed in maroon shirts, in support of the accusers. However, one of the victim's advocates went to our defense attorney, Mickey Sherman, and told him that she had believed the girls at first, but after sitting in on the trial, she did not think he did it. We knew her name was Kathy, and when we called the victims advocates to get a statement from her, she never returned our phone call.

Another thing I learned from all of this is that the accusers are "*doubly protected by the law*", based on their allegations alone. I also was told that nurses and police stick together under the "**Blue code of justice**", and the "**White wall of silence**". We were unaware that we started out with three strikes against us.

I was also charged with a crime because I owned the day care center, and supposedly should have protected the girls. I had no choice but to plead No Lo Contendere, because Franky was already convicted. For a year I had to wear an ankle bracelet, and I am still on probation for crimes that never happened. Besides that, the Department of Corrections has not allowed me to see my son since March 16, of 2004

The authorities closed my reputable day care center as soon as the false allegations surfaced. The other parents did not believe the allegations, and wrote angry letters to the editor about the whole situation. I had to say I was guilty, simply because Franky was convicted. For a year, I had to wear a humiliating ankle bracelet, and I am still on probation for crimes that never happened. I had never done any other kind of work, and was well trained in that field. Now, I work in a grocery store.

### **So far, Franky has missed:**

His graduation from college,  
The death of two grandfathers  
The birth of three nephews.  
He just spent his fourth birthday in prison on December 8<sup>th</sup>,  
The loving arms of his mother, for 4 years due to a failed system.

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## **Eddie Thornburg's Story**

**Jennifer Thornburg**

The reason I am writing this, is because I feel that the public needs to be made aware of this problem with our youth and the lies that are so **often** being made against innocent men. For what reason would someone do such a thing? Well revenge is one reason. Another is for money from lawsuits to be filed after they win. **Antisocial teens do it for the power, excitement and attention. Vindictive ex-wives and girlfriends do it to get rid of the man, or get sole custody of the children.**

The laws make it very easy for someone to claim rape or molestation to put an innocent man in jail. The period to get to a trial is longer than any innocent man should ever have to **endure**. My husband has been in jail right now for over five months for an accusation that an old friend's daughter has made. She made this accusation when we decided to quit being this woman's friend anymore due to her heavy drug use and inadequate lifestyle. There is absolutely no evidence against my husband. Not even the mother will testify, but Eddie is still being held. While he has been locked up, I have been forced to run our family business on my own, while pregnant. I was forced to give birth to our son alone and I have a three year old with whom I have to juggle my attention.

**The justice system is failing.** There are thousands of men and a few women in jail and prison that have been falsely accused of child sex abuse. There is a law protecting the accusers. All this, and the public's lack of information about real child sex abuse, makes the accused men "guilty until proven innocent." In most of these false allegation cases there is absolutely NO evidence. They are "he said she said" cases. "There's no way a child would make something like this up". That's the way people think in this world we live in today. Well children do lie and **little** children will **say something happened that never did**, when they have an adult coaching them in what to say. This has become a way for people to use the system to fight their battles. If they are feuding with someone, all they have to do is cry "RAPE" or "MOLEST". The district attorneys are so hungry for charges of this matter they do not investigate the accused person's side, they just arrest. They know it is very easy to win a child sex abuse case, and do not care if the accused person is innocent or not. All they want to do is win, to further their own careers.

**Many, if not all, police departments even have a list of correct protocols to follow about investigating both sides of child sex abuse cases, which they completely disregard. They rarely, if ever, investigate the accused person's side.**

The district attorneys and most defense attorneys will do all they can to get these innocent men to take a plea bargain. They pressure defendants to take a plea, even when they know that the men are innocent. They withhold evidence that could exonerate these men, in order to hold them as long as they can and scare them into taking a **plea. These pleas usually include less** prison time, but they include a silent hell - a lifetime of being categorized as a sex offender on the Sex Offender Registry (SOR). What is happening to our society?

**Sex and sex abuse are a part of most children's lives, from toddlers, on.**

Little children are routinely taught to report it, if anyone touches them inappropriately. They learn about "good touches," and "bad touches." This training continues through school. As the years go on, sex is becoming more and more a part of everyday life. You cannot watch a television show without hearing some sort of sexual remark. Our children are having sex and having babies at a much earlier age. The amount of registered sex offenders has risen dramatically and why? Well sex is not a secret to children anymore. I am 30 years old and I remember not knowing what sex was until I was 13. Not anymore. My 10-year-old son asked if it was illegal for him to have sex with a girl. How does he know what sex is? It surrounds him. Of course he knows.

**Kids DO lie about sex abuse!**

People have this preconceived notion that kids will not lie about something of this nature. Well I'm sorry, but they do. Kids lie all the time about all kinds of things. They lie if you ask them "did you take that candy?" Or "did you finish your homework?" Or have you ever had your child threaten to call CPS on you because they did not get their way? People believe that kids cannot lie about something they don't know **about. Well, they know! They know ALL about it.**

Some children will tell a lie to get attention or to get sympathy. The child that accused my husband was very neglected by her mother and her brothers. She has been caught playing sex with a little boy at the playground. That used to be called, "playing doctor." She was making her mom happy by telling this lie **and all** she cared about was that her mom was happy with her. It is so VERY sad.

My reason for telling you this is because the amount of men in this jail right now, that are being held because of false allegations, has got to be 30% at least. I have been working closely with the **FAST**, False Allegations Solution Team at [www.false-allegations-team.com](http://www.false-allegations-team.com). You will be blown away at what a problem this has become in the world today. Please check this out and if there is anything you can do to help make the public aware of this travesty it would be greatly appreciated

## **A letter on behalf of Joe Svitak, Wrongly convicted of child sex abuse.**

**Elaine Lehman**

I am writing this letter on behalf of Joe Svitak. I am Elaine Lehman, the Director of the FAST, False Allegations Solutions Team. FAST is an international, volunteer, email organization aimed at helping innocent people, falsely accused of child sex abuse. We do not charge for our help.

Joe Svitak is completely innocent of the charges for which he was convicted. I have worked with Cyndee (Cynthia) and Joe Svitak for nearly two years. I have read the documentation on the case. He was a victim of a justice system that is heavily weighted in favor of the child in sex abuse cases.

In brief, Cyndee and Joe had been helping a family that lived across the street. The woman was a drug addict with a criminal history. Her children were often in Joe and Cyndee's house. Something happened that made the neighbor angry with Joe and Cyndee. Shortly after that, the woman's daughters made the false allegations against Joe.

### **Here is what happens all over the country when a juvenile makes a false allegation of sex abuse:**

**The child service agencies** have a hard and fast policy, "They always believe the child."

Never mind if the child is an antisocial juvenile with a history of lying. Never mind if the child has already made other false allegations. Never mind if a vindictive ex-wife or other adult is leading the little child.

**The police** go along with this, and usually do not investigate the accused person's side. Many police departments have protocols to follow when investigating child sex abuse cases, and they ignore those protocols.

**Prosecutors** no longer care about searching for the truth. All they want to do is win. They know that all they have to do is put a child on the stand, and it is all over for the defendant. No evidence is necessary. Prosecutors will do anything to win, including lying in court whenever they wish.

**Judges** are afraid of public opinion, because they have elected positions. They are afraid to appear soft on child abusers. Judges also do not bother to read much of the documentation on the case. Besides all that, judges are not allowing defendants to bring in vital, relevant evidence.

**Juries** are part of a badly misinformed public that is in the grip of terrible child abuse hysteria. Juries arrive at court already convinced that the defendant is guilty, and use little, if any, common sense when they arrive at verdicts. They mistakenly believe that, "Children do not lie about sex abuse."

**Defense attorneys** do not know how to win these cases, so they pressure their clients to take pleas. If the client insists on going to trial because he is innocent, the defense attorney is not prepared to defend him in the trial. So, the client loses. (Many innocent people take pleas. You do not know what you would do in that situation.)

## **Children DO lie about sex abuse.**

They know all about sex and sex abuse from pre-school, on. They are surrounded with sex by the media and computers. There is an entire culture of juveniles out there, that know all about making false allegations against someone, to get rid of them. Sometimes, they make false allegations for money they can get from lawsuits, afterwards. Sometimes, a vindictive mother is behind the allegations.

The mother of Joe Svitak's accuser has a criminal history and does illegal drugs, freely. She raised her children to have antisocial characteristics. She is undoubtedly behind her daughter's false allegations against poor Joe Svitak.

We have a real live witch-hunt going on all over the country. The public is grossly misinformed, and think that if a child said something happened, it must have happened. This is totally untrue.

There is much more to what happened at Joe's trial.

Cyndee is devastated that her good, honest, innocent husband is sitting in Huntsville Prison. They have been married for 20 years. All they had was each other. They had no children. Now, Joe is facing 20 years in prison, unless an appeal or a new trial frees him.

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## **Background Information**

### **Bob and Elaine Lehman Educators, co-authors, co-publishers, co-hosts of radio show, activists**

Elaine Lehman is a former teacher from Baltimore, Maryland, with nearly 20 years of teaching experience with all ages, including adults. Bob is a former rocket engine engineer, who worked for 21 years on the Delta Satellite Program at Cape Canaveral before he and Elaine started their two schools for antisocial teens, in 1977. After the schools closed in 1983, Bob became an airplane mechanic.

**1977–1983**, Elaine and her husband, Bob Lehman, co-founded and directed two schools for antisocial teens. Elaine and Bob developed their own successful courses of study.

**The Lehman's two schools ended up with a documented 100% success rate of the graduates, and an 80% success rate of those who did not complete the program.**

**1989 -1992**, Bob and Elaine Lehman co-founded a state-wide organization in Oregon, aimed at getting the broad, vague child abuse laws changed to clear, specific laws. BUST also exposed the many dreadful problems of the child service division. **“BUST, Break Up System’s Troubles,”** ended up with 500 members, state-wide. As a result of BUST, the Oregon state legislature had a \$200,000 study done, and the study group wrote a scathing report that said all of the same things the Lehmans had said. The legislature changed some of the laws, but not the right ones, due to federal funding problems, if they did.

**1997**, Bob and Elaine co-founded a similar national organization, **“SOC, Save Our Children,”** which quickly led to their radio show.

**1997 - 1999**, Bob and Elaine co-hosted their own radio show, “**The Save Our Children Show**,” which was simulcast on two 50,000 watt stations in Providence, RI, and Phoenix, AZ. The show was all about antisocial children and teens and false allegations of child sex abuse.

**1999**, Bob and Elaine Lehman were professional “expert” guests on two national TV talk shows, “The LEEZA Show” and “The QUEEN LATIFAH Show.” Both shows were about discipline and antisocial children. Elaine has also appeared on several radio shows and TV shows, and she and Bob have given lectures to community groups.

**1995 - 1996** - The couple co-authored two published books, *Petey, the Peacock Breaks a Leg*, Winston-Derek Pub. Co., Nashville, TN, 1995, and *“BIG K, the Kundalini Story.”* Hara Publishing Group, Seattle, Washington, 1996.

**1978 – Present** - The couple co-published a newsprint periodical in Oregon, and several international newsletters. These publications were all about antisocial juveniles and false allegations of child abuse. (See “Newsletters” on our website.)

**2001 – 2007**, Bob Lehman’s son, Craig Lehman, created and maintained a website for the Lehmans, called [www.BEANSWERS.com](http://www.BEANSWERS.com). It is not currently in use.

**2007**, Allen Cowling, a national-level defense strategist for false allegations of child sex abuse cases, kindly designed a new website for FAST: [www.false-allegations-team.com](http://www.false-allegations-team.com)  
(Allen Cowling is Elaine Lehman's mentor about false allegations of child sex abuse cases)

**2004 - Present:** Elaine Lehman co-founded and directs the “FAST, False Allegations Solutions Team,” an international, educational, volunteer support group for people who have been falsely accused of child sex abuse.