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February 28, 2014

Edward Connor, PsyD
Connor & Associates
34 Erlanger Road
Erlanger, KY 41018

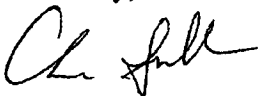
Dear Dr. Connor:

Daniel Brewington is requesting visitation with his children [REDACTED], age 9 and [REDACTED], age 7. Before the court approves visitation, I was asked to conduct a neuropsychological evaluation of Mr. Brewington to determine if he is a danger to his children, ex-wife and/or himself. As part of my evaluation, I reviewed the custody evaluation by you and Dr. Sarah Jones-Connor and the Judgment and Final Order on a Decree of Dissolution of Marriage, administered a battery of neuropsychological tests on September 25, 2013 and conducted face-to-face interviews with Mr. Brewington on September 25, 2013, December 4, 2013 and January 22, 2014.

Based on my evaluation, I have concluded that Mr. Brewington is not a danger to his children, ex-wife and/or himself. If psychological or other evidence in your file suggests otherwise, I would like to review it. To this end, please forward me a copy of Mr. Brewington's file, including all notes, test results, reports and/or letters.

I will maintain the confidentiality and security of these records, take active steps to prevent them from entering the public domain and destroy them completely when I no longer need them to conduct my evaluation. If you have questions, please contact me directly.

Sincerely,

Christopher Sullivan, Ph.D., HSPP
Clinical Neuropsychologist

NEUROPSYCHOLOGY ASSOCIATES

10293 N Meridian St, Ste 210

Indianapolis, IN 46290
[REDACTED]Raymond W. Horn, PhD
Crystal Ramos, PsyDChristopher Sullivan, PhD
Ginger Arnold, PhD**NEUROPSYCHOLOGICAL EVALUATION**

Name: Daniel Brewington
Address: 2529 Sheridan Drive
Norwood, OH 45212
DOB: 11/16/73
Date of Testing: 9/25/13
Report Date: 1/22/14
Age: 39 Years
Education: 14 Years
Referral Source: Mark Snelson, M.D.

REASON FOR REFERRAL:

Daniel "Dan" Brewington is a 39-year-old, right-handed, Caucasian man who was convicted on October 6, 2011 of: Two Counts of Intimidation, a Class A Misdemeanor; One Count of Intimidation of a Judge, a Class D Felony; One Count of Attempt to Commit Obstruction of Justice, a Class D Felony; and One Count of Perjury, a Class D Felony. He spent 30 months in prison and was released on September 5, 2013. Dan is requesting visitation with his children Mary, age 9 and Audrey, age 7. Before the court approves visitation, Dr. Mark Snelson asked me to conduct a neuropsychological evaluation of Mr. Brewington to determine if he is a danger to his children, ex-wife and/or himself. As part of my evaluation, I reviewed documents provided by Dr. Snelson—the custody evaluation by Dr. Edward Connor and Dr. Sarah Jones-Connor and the Judgment and Final Order on a Decree of Dissolution of Marriage—administered a battery of neuropsychological tests on September 25, 2013 and conducted face-to-face interviews with Dan on September 25, 2013, December 4, 2013 and January 22, 2014.

REVIEW OF CUSTODY EVALUATION AND JUDGMENT AND FINAL ORDER ON A DECREE OF DISSOLUTION OF MARRIAGE:

Dr. Edward Connor and Dr. Sarah Jones-Connor completed in 2007 their custody evaluation of Dan and Melissa Brewington and their two minor children, [REDACTED] and [REDACTED] (who were 18 months and 3-1/2 years at the time). In addition to reviewing documents, psychological instruments were administered to Dan and Melissa, face-to-face interviews were conducted and parent-child interactions were observed.

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Based on the information gathered, Dr. Edward Connor and Dr. Sarah Jones-Conner recommended that Melissa have sole custody of Mary and Audrey. Specifically, Dr. Connor concluded that Melissa and Dan's psychometric profiles were quite different and were not conducive to effective communication. According to Dr. Connor, Melissa's history of obsessive-compulsive tendencies (which were contributing to extreme anxiety and difficulty viewing Dan objectively) and Dan's history of extreme ADHD (which was contributing to impulsive and erratic thinking) would contribute to a relationship that would be "fraught with agitation, disorganization, ineffective communication, and overreaction to minor details and perceived criticisms" that would be disastrous in a situation where effective communication is essential to joint custody, shared parenting and co-parenting. In addition, Dr. Connor concluded that Dan's Psychometric Test Results indicated a "degree of psychological disturbance that is concerning and does not lend itself well to proper parenting." In particular, he states that Dan's inattentiveness and difficulty with logical thought, even while taking 50 mg of Ritalin 4 times a day, makes it difficult to effectively communicate with Dan, an essential component of joint custody.

Despite these difficulties and their negative impact on effective communication, Dr. Connor stated that Dan and Melissa's children are "very attached to both parents", "both parents love their children dearly" and that "we believe strongly that the children need to have adequate time with their father maintaining the bond that they have him."

According to the Judgment And Final Order On Decree of Dissolution of Marriage, Judge Humphrey stated that it is in the best interest of the minor children that Melissa be granted sole custody. According to Judge Humphrey joint custody is inappropriate given the custodial evaluation, the addendum, the testimony of the parties and Dr. Connor, the Court's file in this action, and Dan's actions in the court. Judge Humphrey noted that in addition to Dan's severe attention deficit disorder that affects his ability to focus and concentrate, he rambles and forgets, and is given to impulsive and incoherent thought. In addition, according to the Psychometric Test Results, Dan has a "degree of psychological disturbance that is concerning and does not lend itself to proper parenting" and Dr. Connor's testimony, Dan's "writings are similar to those who have committed horrendous crimes against their families." Citing examples of Dan's behavior during the hearing, his blog postings, and attempts to intimidate the Court, Court staff, Melissa, Dr. Connor, Attorney Loechel and Attorney Loechel's husband, the Court found Dan to be irrational, dangerous and in need of significant counseling before he can conduct himself as a parent. He would not be entitled to visitation until he undergoes a mental health evaluation with a Mental Health Care Provider approved by the Court. The purpose of the evaluation would be to determine if Dan is possibly a danger to his children, Melissa and/or to himself.

FACE-TO-FACE INTERVIEW WITH DAN:

During my face-to-face interview of Dan on September 25, 2013, he told me that he grew up in Norwood, Ohio. As a child and adolescent, he says that he was friendly and outgoing and a good student. He graduated high school with a cumulative GPA of 3.4 and had a class rank of 27 out of 200. He attended the University of Cincinnati where he obtained an Associates Degree in

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General Studies in 1996.

Dan has worked in a variety of jobs. He worked for Hill-Rom for 18 months, Comp USA for 12 months, Secure America as a subcontractor for 18 months and Contractors Warehouse for two years. In addition, he helped manage his family of origin's farm and rental properties. He says that he has never been fired from a job.

Dan was first diagnosed with ADHD in 2001. Prior to that, he had never been treated for a psychological disorder including depression and anxiety. In addition, Dan denies attention problems as a child. Indeed, he did not experience attention problems in any significant way until he began taking college classes. It was then that he noticed significant difficulty staying focused and on task. He was prescribed Ritalin, but did not achieve a fully therapeutic response until he began taking 50 mg, 4 times a day. Although the dose was high, he says that he worked carefully with his physician and therapist to arrive at a dose that was effective yet without side effects.

Dan and Melissa met each other in 1999 and married in 2002. After having children, Dan spent two years staying home with them. Initially, Dan says that he, Melissa and the children appeared to function as a normal family. Conflict began to emerge in 2006, although Dan says that he never realized that Melissa was as unhappy as she was when they separated in late 2006. Prior to Dan getting a copy of the Dr. Connor's custody evaluation in 2007, Dan says that he was quite content with Melissa having sole custody of [REDACTED] and [REDACTED] "because visitation was about equal." After receiving a copy of the evaluation, Dan became concerned because he felt that the evaluation made numerous inaccurate statements about the parties and their history. At Dan's request, Dr. Connor provided an addendum to the report discussing Dan's concerns, although Dan says that some inaccuracies were never addressed. Also, Dan was increasingly frustrated that he was not allowed access to his full psychological record, even though he requested it many times and was entitled to it under Kentucky law. Therefore in 2008 and 2009 Dan created a website and then a blog about his experience including postings about what he describes as conflicting statements from Dr. Connor and the Court and releasing his personal medical record.

On October 6, 2011, Dan was convicted of: Two Counts of Intimidation, a Class A Misdemeanor; One Count of Intimidation of a Judge, a Class D Felony; One Count of Attempt to Commit Obstruction of Justice, a Class D Felony; and One Count of Perjury, a Class D Felony. He spent 30 months in prison and was released on September 5, 2013.

To this day, Dan believes that he was unfairly treated and criticized, and acted the way he did to expose what he believed to be a deeply flawed and prejudicial process that he believes mischaracterized his history as a father.

ASSESSMENT:

On the day of testing, Dan presented as alert and oriented to person, place and time. He provided a detailed history, made good eye contact during conversation, and answered questions in a

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logical and linear fashion. He was pleasant and cooperative throughout the evaluation, exhibiting a full and appropriate range of affect. He was compliant with all procedures, and appeared to work hard to put forth his best effort. He appeared neither anxious nor distractible, and he almost never engaged in extraneous motor activity. He had no difficulty understanding instructions, and he exhibited no speech articulation problems. Under the structured conditions of our testing environment, Dan appeared to produce a valid neuropsychological test profile.

TEST RESULTS:

The following represent the major findings of Dan's neuropsychological test performances:

- 1. Superior Intellectual Ability**--An estimate of current intellectual functioning was obtained using the Factor subtests from the Wechsler Adult Intelligence Scale-IV. Dan's performances suggest overall intellectual functioning in the average range (FSIQ = 121; 92nd percentile). The majority of Dan's performances were between the high average and superior range with his overall intellectual ability consistent with an estimate of longstanding ability based on his general fund of knowledge.
- 2. Normal Attention**--The amount of information that Dan can attend to at any given moment is very superior (>99th percentile), as indicated by his ability to recall number sequences immediately after presentation. Also, his performance on a measure of sustained attention that required the discrimination of tonal sequences was within normal limits.
- 3. Normal Executive Cognitive Dysfunction**--Speed of mental processing in general was within normal limits even when engaged in mental set alternation. When required to rapidly generate words beginning with a specific letter, his performance was above average. Mental flexibility, concept formation and hypothesis generation during a card-sorting task were again within normal limits.
- 4. Normal Memory Functioning**--All measures of memory functioning were performed well within normal limits. Immediate recall of two brief stories was at the 92nd percentile, with Dan's recall performance after a one-half-hour delay also at the 92nd percentile. He demonstrated good learning over trials on a multitrial wordlist task, with average recall after a one-half-hour delay. Immediate recall of five geometric shapes is at the 63rd percentile, with his recall performance after a one-half-hour delay at the 92nd percentile.
- 5. Normal Sensory and Motor Screen**-- No suppressions were committed in either the tactile, visual or auditory modalities. Examination of complex tactile functioning for finger agnosia, agraphesthesia and astereognosis revealed only 4 fingertip number writing errors on the left. Grip strength was within normal limits bilaterally, as was fine motor tapping speed.

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- 6. Narcissistic Personality Features**--Finally, Dan's responses on the Minnesota Multiphasic Personality Inventory-2 were consistent with persons who are denying acute psychological distress either in the form of a depressive episode or increased anxiety. Nonetheless, longstanding patterns of thinking feeling and behaving are consistent with persons who tend to have a strong sense of self-satisfaction and self-worth. Not only are they strongly opinionated and obstinate, they are indifferent to social norms. As a result they tend take satisfaction in defying and challenging convention. In addition, they are easily perturbed by perceived criticism and are especially resentful of comments or actions that are personally derogatory.

SUMMARY AND CONCLUSIONS:

In summary, Dan's neuropsychological profile reveals no evidence of either cognitive inefficiency, including severe ADHD that would impair Dan's ability to parent. Overall intellectual functioning is in the superior range with all measures of cognitive functioning at expected levels for his intellect. His sensory and motor screen is within normal limits.

A more detailed examination of Dan's psychological and emotional state, including longstanding patterns of thinking, feeling and behaving, do not indicate acute psychopathology, either in the form of a depressive episode or increased anxiety. Nonetheless, longstanding patterns of thinking feeling and behaving are clearly indicative of narcissistic personality features that are consistent with components of Dr. Connor's psychological evaluation of Dan in 2007.

Based on my neuropsychological evaluation, Dan's custody evaluation in 2007, Court records and my professional training, I believe that the following conclusions are supported to a reasonable degree of neuropsychological certainty:

- 1. Dan's neuropsychological profile indicates that he has the ability to appropriately manage his behavior.** Dan's neuropsychological profile reveals no evidence of cognitive inefficiency that would lead to poor impulse control. Quite the contrary, his profile indicates that he has the capacity to efficiently problem solve, inhibit impulses and appropriately respond. Contrary to Dr. Connor's evaluation, Dan did not show evidence of a severe attention deficit disorder. This finding is important, as Dan was not taking stimulant medication at the time of his evaluation. Moreover, although Dr. Connor's evaluation indicates that Dan has severe ADHD, his educational history, for example, is inconsistent with severe ADHD, a disorder that emerges in childhood and interferes with successful academic achievement.
- 2. Dan's custody evaluation recommended visitation.** Dan's previous evaluation is very similar to the current evaluation, at least with regard to Dan's personality structure. As such, this suggests that Dan's narcissistic personality features are fairly well entrenched and longstanding. Although well entrenched and longstanding, narcissistic persons do not ipso facto parent poorly. Certainly, their parenting style can appear unconventional, primarily because they are indifferent to conventional norms. Nonetheless, they can place

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great value on their children and their interactions with their children can be a source of great enjoyment and pride for them. In fact, Dr. Connor's observation of Dan with his children indicated that both children were very attached to their father and that their existing bond and relationship should be maintained through visitation. This is an important finding in my opinion as it underscores that Dan's parenting style had resulted in healthy attachment with his children.

3. **Dan's behavior following his custody evaluation is isolated and rooted in significant psychological distress during which his psychological needs were not adequately addressed.** Dan's psychosocial and vocational history does not indicate a propensity toward aggression, poor impulse control or criminal behavior prior to Dr. Connor's custody evaluation in 2007. Rather, it is my professional opinion, that Dan's behavior was largely rooted in his belief that he was being unfairly treated and criticized, especially with regard to his parenting. Personally derogatory statements about his parenting and the lack of transparency in the process were important precipitants of significant frustration and anger. As his frustration and anger was felt more deeply, he undoubtedly appeared "disorganized," "tangential," and "paranoid." In addition, in persons with Dan's personality structure, it is not uncommon for them to defend themselves against such perceived injustices. In Dan's case, he did so by exposing what he believed to be a deeply flawed and prejudicial process that he believes mischaracterized his history as a father.
4. **Dan is not a danger to his children, ex-wife, himself, or others.** Importantly, although the precipitants contributing to Dan's behavior are still present Dan has taken steps to appropriately express his beliefs and manage his behavior. In particular, he is participating in counseling. Also, although Dan continues to express his belief that he was wrongly convicted and that his custody evaluation is flawed, he is doing so through appropriate venues such as the Court of Appeals in Indiana and by providing interviews to news organizations and media outlets interested in his story. When these very positive developments are considered in the context of his neuropsychological test profile that indicates that he has the capacity to efficiently evaluate situations, inhibit impulses and appropriately respond, the balance of evidence suggests that Dan is not a danger to his children, ex-wife, himself, or others.

RECOMMENDATIONS:

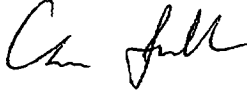
1. **Visitation.** Based on my impression and conclusions as described above, the balance of evidence indicates that Dan is capable of responsibly parenting during visitation. Indeed, it is my impression that unsupervised visitation would be appropriate, safe and rewarding for the children and Dan. If the Court mandates supervised visitation, visitation should conform to Indiana State guidelines for visitation. Following a brief period of supervised visitation (at most three months), if there are no incidences of parenting that would jeopardize the safety of the children, Dan should be allowed unsupervised visitation.

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2. **Ongoing Psychotherapy.** Dan is participating in counseling and would likely continue to benefit from ongoing psychotherapy that helps him to continue to work through challenges in a psychologically healthy manner.

3. **Access to full Psychological Record.** Finally, my evaluation of Dan is based solely on Dr. Connor's custody evaluation submitted to the court in 2007, the Judgment and Final Order of Degree of Dissolution of Marriage and my evaluation of Dan on September 25, 2013. Although the balance of evidence described above indicates that Dan is not a danger to his children, ex-wife and/or himself, if other psychological evidence in his file suggests otherwise, it should be made available for review. For example, I am troubled by Dr. Connor's testimony indicating that Dan's writings are "similar to individuals who have committed horrendous crimes against their families." Specifically, I find nothing in the records provided or my own evaluation of Dan that he would behave in such a manner.

Respectfully submitted,



Christopher Sullivan, PhD, HSPP
Clinical Neuropsychologist