

Request for Complete Copy of Grand Jury Transcript  
April 5, 2016  
Dearborn County, Indiana Superior Court II  
Judge Sally A. McLaughlin (Formerly Blankenship)  
215 W High St  
2nd Floor  
Lawrenceburg, IN 47025  
812.537.8800

Dear Judge Sally A. McLaughlin (Blankenship):

Pursuant to the Access to Public Records Act (Ind. Code 5-14-3), Requester, Daniel Brewington would like copies of the following public records pertaining to the case of State of Indiana vs Daniel Brewington, Cause No: 15D02-1103-FD-00084:

Please provide a complete copy of the transcription of all audio from the Grand Jury proceedings occurring on the following dates, as well as any other dates pertaining to the aforementioned cause:

February 28, 2011

March 1, 2011

March 2, 2011

To ensure specificity in an effort to assist employees of the Dearborn County Superior Court II in complying with this request, Brewington seeks information which is missing from the original transcription of the Grand Jury record. Brewington is in possession of approximately 340 pages of transcripts from the above hearings that were certified as "full, true, correct and complete" on June 15, 2011 by Barbara Ruwe, Court Reporter for Dearborn Superior Court II, however the transcripts fail to provide any record of the proceedings prior to Dearborn County Prosecutor F. Aaron Negangard calling any witnesses. In *Wurster v. State*, 715 N.E.2d 341 (Ind. 1999), the Indiana Supreme Court agreed with the Appellants' contention that Indiana Code § 35-34-2-3(d) requires the following:

"The court shall supply a means for recording the evidence presented before the grand jury and all of the other proceedings that occur before the grand jury, except for the deliberations and voting of the grand jury and other discussions when the members of the grand jury are the only persons present in the grand jury room. The evidence and proceedings shall be recorded in the same manner as evidence and proceedings are recorded in the court that impaneled the grand jury...." *Wurster*, 715 N.E.2d at 346

Page one of the Grand Jury transcripts [Attached hereto] provide the following as Negangard's opening statements to the Grand Jury:

“Alright, we would call our first witness, Michael Kreinhop. Would you swear in the witness?”

Negangard directed the responsibility of swearing in the first witness to the Foreman of the Grand Jury, who then swore in the first witness. This is quite problematic as there is no record of Negangard giving any instruction to the Foreman as to the nature of the Foreman’s duties. The record is void of any instruction to the Grand Jury as to their roles in the proceedings not to mention the legal ramifications associated with unauthorized disclosure of any information from the grand jury proceedings.

Another example of the incomplete transcription of the record can be found on page 284 of the “abridged” version of the Grand Jury record [Attached hereto]. At line 10, Prosecutor Negangard states:

“Okay are we on record. Let the record show that we're reconvening after our morning break, um, we'll show that the State has called Heidi Humphrey before the Grand Jury.”

A problem exists because at no time does the record demonstrate Negangard calling for a break or even acknowledging that it was time to go off the record.

Brewington entertains no belief that the partial transcription of the record was anything less than a conspiracy to retaliate against Brewington for criticizing Dearborn County Court Officials. If the Dearborn County Superior Court II wishes to continue denying Brewington access to public records, the Court faces a new challenge in obstructing Brewington’s rights because any claim by the Court that the transcripts are a complete record of the Grand Jury proceedings would be a malicious falsehood. To argue that the current transcription of the grand jury record is complete would require the Foreman of the Grand Jury to have known the role of the foreman without instruction, which would require an unprecedented maneuver by Negangard to essentially plant a “mole” on the grand jury to serve as a foreman and to provide instruction to other members of the grand jury on behalf of the prosecution. Any argument of whether Brewington is entitled to the complete transcription of the grand jury record is a moot point because by just acknowledging the argument is acknowledging that Dearborn County Prosecutor F. Aaron Negangard conspired with the Dearborn County Superior Court II Court Reporter, Barbara Ruwe, to alter the record of the Grand Jury proceedings. Special Judge Brian Hill’s obstructive tactics in denying the release of the audio record from the Grand Jury proceedings only serve to demonstrate Hill’s involvement in sheltering the misconduct of others. Brewington fully expects this Court to distract attention away from the official misconduct by alleging that Brewington’s request contains inaccurate information or that Brewington’s request was somehow disrespectful to the Court because Brewington’s request demonstrated malicious conduct by the Dearborn County Prosecutor and this Court’s Reporter, Barbara Ruwe. If Judge Hill or Judge McLaughlin are not involved in Negangard and Ruwe’s conspiracy to alter the official record of the grand jury proceedings, then Brewington assumes Hill and Blankenship will initiate the appropriate disciplinary measures against Court Reporter Barbara Ruwe as well as take the appropriate measures to report Dearborn County Prosecutor F. Aaron Negangard to the proper state and/or federal authorities. It is

imperative to note that during a pretrial hearing on July 18, 2011, Dearborn County Deputy Prosecutor Joseph Kisor stated that the complete transcript of the Grand Jury proceedings was the means by which Brewington could determine what actions the State required Brewington to defend [Attached hereto]. Brewington would appreciate that the Court would promptly respond to this request and acknowledge the incomplete grand jury transcripts so Brewington may not only seek appropriate relief for being denied Brewington's Sixth Amendment Right to build a defense against the prosecution's case, but also demonstrate the egregious and malicious actions of Dearborn County Prosecutor F. Aaron Negangard in the unlawful prosecution of Daniel Brewington. Any denial will be forwarded to the Indiana Office of the Public Access Counselor.

I understand by seeking a copies of these records, there may be a copying fee. Please inform me of the costs prior to making the copies. I can be reached at [REDACTED] or by email, [contactdanbrewington@gmail.com](mailto:contactdanbrewington@gmail.com).

According to the statute, you have seven (7) days to respond to this request. If you choose to deny the request, please remember you are required to respond in writing and state the statutory exception authorizing the withholding of all or part of the public record and the name and title or position of the person responsible for the denial; so Brewington has the ability to demonstrate how the Dearborn County Superior Court II acknowledges that Court Reporter Barbara Ruwe selectively recorded the grand jury proceedings at the direction of Dearborn County Prosecutor F. Aaron Negangard and/or conspired with Prosecutor Negangard to alter the grand jury proceedings in the partial transcription of the audio record from the grand jury proceedings.

A copy of this request can be found on [www.danbrewington.blogspot.com](http://www.danbrewington.blogspot.com) for your convenience. Please note that any frustration with Brewington by this Court should be directed at those who strategically altered the record of the grand jury proceedings to assist Dearborn County Prosecutor F. Aaron Negangard in prosecuting Daniel Brewington for otherwise protected speech. Thank you for your assistance on this matter.

Respectfully,



Daniel P. Brewington, Requester

[REDACTED]  
[REDACTED]

[contactdanbrewington@gmail.com](mailto:contactdanbrewington@gmail.com)

1 GRAND JURY - DANIEL BREWINGTON - FEBRUARY 28, 2011

2 MR. NEGANGARD: Alright, we would call our first witness, Michael  
3 Kreinhop. Would you swear in the witness?

4 FOREMAN: Yes. Do you solemnly swear or affirm that the  
5 testimony you are about to give in the matter now  
6 under consideration by the grand jury will be the  
7 truth, the whole truth and nothing but the truth?  
8 And do you further solemnly swear or affirm that  
9 you will not divulge any portion of your testimony  
10 before this grand jury except when legally called  
11 upon to do so?

12 MR. KREINHOP: I do.

13 MR. NEGANGARD: Um, please state your name for the record.

14 MR. KREINHOP: Michael Kreinhop. Kreinhop is spelled K-R-E-I-N-  
15 H-O-P.

16 MR. NEGANGARD: And if you could briefly give your background and  
17 training in law enforcement.

18 MR. KREINHOP: I've been a police officer and I'm in my thirty-  
19 eighth (38<sup>th</sup>) year as a police officer and currently  
20 hold the position of Sheriff of Dearborn County.  
21 Prior to that I am retired from the Indiana State  
22 Police with thirty-four (34) years of service and I  
23 also worked in the Special Crimes Unit for one (1)  
24 year and also I was Chief Deputy for Dearborn  
25 County Sheriff's Department for one (1) year prior

1 MR. NEGANGARD: Does anyone else have any more questions?  
2 JUROR: One that might be more directed to you. What state  
3 did he buy this gun?  
4 MR. NEGANGARD: We'll have to call Mike back up to have him testify  
5 to that. Um, any other questions for the witness?  
6 No further questions. I would remind you that you  
7 cannot disclose anything about the grand jury  
8 proceedings to anyone. Okay?  
9 MS. LOECHEL: Okay, thank you.  
10 MR. NEGANGARD: Okay are we on record. Let the record show that  
11 we're reconvening after our morning break, um,  
12 we'll show that the State has called Heidi  
13 Humphrey before the Grand Jury. Mr. Foreman, if  
14 you would swear the witness in?  
15 FOREMAN: Do you solemnly swear or affirm that the testimony  
16 you are about to give in the matter now under  
17 consideration by the grand jury will be the truth, the  
18 whole truth and nothing but the truth? And do you  
19 further solemnly swear or affirm that you will not  
20 divulge any portion of your testimony before this  
21 grand jury except when legally called upon to do  
22 so?  
23 MS. HUMPHREY: I do.  
24 MR. NEGANGARD: Um, would you please state your name for the  
25 record please?

1 office, I'm sure we could get this, whatever we've  
2 got, we could either reprint it or if there's something  
3 we could put on a disk for you, we would be glad  
4 to...

5 MR. BARRETT: Okay.

6 MR. KISOR: The paralegal is down there that would be able to do  
7 that and I could go down with you.

8 MR. BARRETT: Okay.

9 COURT: So aside from getting that scheduled maybe we can  
10 deal with some of the discovery after this hearing.

11 MR. BARRETT: Can I have just a minute Judge? I'm sorry.

12 COURT: Sure, go ahead.

13 MR. BARRETT: The inquiry that my client is making and obviously  
14 I'm at some disadvantage Judge as what specific,  
15 the informations in the indictments, the information  
16 and indictments are pretty general, I guess and they  
17 cover broad periods of time and I'm just obviously  
18 wondering what the specific things the government  
19 is saying that my client did that constituted  
20 intimidation and the various other offenses but  
21 obviously that's a discovery issue and probably for  
22 another hearing.

23 COURT: Okay.

24 MR. BARRETT: And obviously that was kind of the purpose of the  
25 bond hearing as well was those can certainly be

1 used for that purpose as well.

2 COURT: Well maybe I'm presuming wrong, I would  
3 anticipate the State's going to be putting on some  
4 specific evidence at that, for purposes of the bond  
5 hearing.

6 MR. KISOR: Uh, possibly, although there were some other  
7 matters unrelated to the indictments that were  
8 pertinent to the issue of bond, some subsequent  
9 matters.

10 COURT: Okay, I understand but I presume we'll hear...

11 MR. KISOR: Yes, I mean, if particularly the Court would make  
12 that request. There is a, as far as I know, a complete  
13 transcript of the grand jury proceedings.

14 MR. BARRETT: I do have that.

15 MR. KISOR: So I mean that would be what the grand jury  
16 determined.

17 MR. BARRETT: I have not had an opportunity to go over that with  
18 Mr. Brewington, but that's generally the  
19 information that you're relying upon?

20 MR. KISOR: Yes.

21 MR. BARRETT: Okay.

22 MR. KISOR: And I would be glad to talk to you more specifically  
23 more about that.

24 COURT: Anything else that needs to be addressed on the  
25 record at this time, Mr. Barrett?