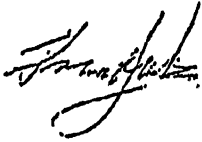


ARIZONA DEPARTMENT OF CORRECTIONS

MEMORANDUM

TO: Terry L. Stewart, Director

FROM: Frank Johnson, RMI 

DATE: January 18, 2000

SUBJECT: Anant Kumar Tripathi v State Of Arizona (CV#99-20757)

I have concluded after further investigations into the allegations made by inmate Tripathi, ADC # 102081 regarding the loss of 80 pages, a tape with two witness interviews, 9 boxes, fan, typewriter, and other materials and have made the determination that this inmate must be compensated for the loss. The Superior Court denied the Rule 32 filed by the inmate as he was unable to produce the 80 pages and tape lost by the Department.

The Attorney General's Office must settle inmate Tripathi's claims ASAP. This case is especially serious because the evidence lost, prevents the inmate from obtaining his release from custody and there are no duplicates available.

As the State has lost the tape and 80 pages plus the other items of property, the Department must do all it can to ensure the inmate obtains the necessary hearing in his Rule 32 without the 80 pages and tape because the inmate was not at fault in this matter.

cc: Darla Elliott, Warden, ASPC-Perryville
Inmate Tripathi # 102081

RECEIVED

JAN 21 2000

ARIZONA STATE PRISON
PERRYVILLE