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Deborah McCulloch
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November 1, 2012

Dear Attorney Dufour:

The document that follows in the PDF file is the working draft of a paper that is in the progress of being written. It includes what I believe is the data requested by the defense. Since this is an unusual way to provide this requested data I am writing this letter to explain the context.

As you know, the data requested is the property of Public Safety Canada and is not in the control of the State of Wisconsin. Since Public Safety Canada has these data from those from who originally collected it there are several steps involved in getting it released.

After the original request from the Defense asking for an additional analysis of these data I asked Public Safety Canada to release the requested data analysis to us for the purposes of the trial and explained the arguments made by the Defense for this as I understood them. The relevant official in Public Safety Canada is Dr. Karl Hanson since among other things he leads the STATIC research team. He considered this request and declined. I gather the policy is to only release underlying data after the STATIC research team have published their own work on the data. The team does, however, carry out and release analyses that have scientific merit.

In order to try to move things forward I proposed to Dr. Hanson that Leslie Helmus and I be authorized to carry out a study with these data that would compare the MATS-1 (a risk assessment instrument developed by Dr. Wollert and colleagues) to Static-99R. Dr. Hanson was sufficiently persuaded of the merits of this study to authorize this use of the data.

To date we have obtained permission from the original owners of the data to use the data for the purposes of this specific study. A significant amount of data analysis has been carried out and a working document created that will eventually evolve into a paper that will be submitted for publication. Table 1 in this document contains the data which I understand the Defense to be requesting. Persons reading the document should be aware that it is being released under the understanding that the court has ordered that the data contained in it may be used only for the purposes of this trial. In addition, readers should be aware that this is a work in progress. The data contained in it has not gone through the extensive checking that will eventually take place and any part of the document may change prior to publication.

Sincerely

David Thornton, Ph.D