



SACRAMENTO
SAN FRANCISCO

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February 12, 2018

VIA E-MAIL AND U.S. MAIL

Jethroe Moore
President
San Jose/Silicon Valley NAACP
1313 North Milpitas Blvd Suite #175
Milpitas, CA 95035

Re: Demand for Retraction and That You Cease and Desist Libelous Statement

Dear Mr. Moore:

It has come to the attention of Deputy Sheriffs' Association of Santa Clara County ("DSA") that you and your organization have made a defamatory and false statement about DSA president Donald Morrissey. That is, on or about Saturday, February 10, 2018, the San Jose/Silicon Valley chapter of the NAACP, of which you are the president, published a press release entitled "San Jose/Silicon Valley NAACP Asking Deputy Sheriff's [sic] Association (DSA) to remove Donald Morrissey as its President." The press release, a copy of which is attached, lists you as the contact person.

The press release is largely a political attack by you against Don Morrissey, president of the Deputy Sheriffs' Association of Santa Clara County. But it also states:

"Mr. Morrissey did not simply offend African-Americans in his texts," said NAACP President Jethroe Moore. [sic] "in a sworn deposition he admitted to using the word 'gooks' to describe Asian-Americans, as well."

Your assertion that Morrissey "admitted to using the word 'gooks,'" or any implication that he used that term, is false and defamatory. We believe it is defamatory per se. Even if, in publishing this statement you were relying on what someone told you, you would be just as liable as the originator.

Mr. Morrissey and the DSA have suffered substantial reputational harm as a result of the defamatory and false statement that you and your organization have published. Mr. Morrissey has also suffered emotional distress as a result of your actions.

The DSA demands that you immediately withdraw the press release and any mention of it (e.g., forum posts, websites). It also demands that you immediately publish a retraction and send it to every individual or organization to whom you issued the press release about Morrissey. Notify us in writing when these tasks have been completed.

**MESSING ADAM &
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Jethroe Moore

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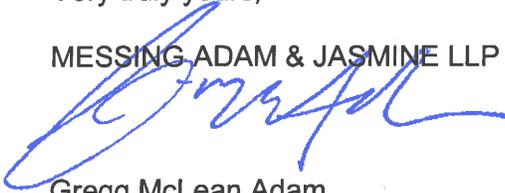
Furthermore, cease and desist from making any further false and defamatory statements against Mr. Morrissey and/or the DSA.

If you do not take these steps and notify us in writing that you have taken these steps by close of business on Tuesday, February 13, 2018, we will be forced to take appropriate legal action against you and your organization. We will seek all available damages and remedies.

Your organization has a rich history and an important role to play in our community, and we doubt that you speak for all the many fine men and women in it. Rather, it appears, based on the timing of your statement relative to the Candidates' Forum for the Election of Sheriff, which is scheduled to be held tomorrow evening, that you have allowed Laurie Smith to play you, like a cheap fiddle, for her own self-serving political purposes.

Very truly yours,

MESSING ADAM & JASMINE LLP



Gregg McLean Adam

GMA:jo

Attachment

cc: Coalition for Justice and Accountability
Silicon Valley De-Bug
Donald Morrissey, President, DSA
DSA Board of Directors



PRESS RELEASE

FOR IMMEDIATE RELEASE:

Contact: Pastor Jethroe Moore II, President
Moore2j@att.net 408-515-1114

Subject: San Jose/Silicon Valley NAACP Asking Deputy Sheriff's Association (DSA) to remove Donald Morrissey as its President

The NAACP is formally asking the Deputy Sheriff's Association (DSA) to remove Donald Morrissey as its President for sending racist texts and defending those who were involved in sending racist texts. It is outrageous that a man of such low character is allowed to lead a distinguished law enforcement union in this County.

"Mr. Morrissey did not simply offend African-Americans in his texts," said NAACP President Jethroe Moore. "in a sworn deposition he admitted to using the word "gooks" to describe Asian-Americans, as well."

"The depths of depravity this man has shown in his words and actions show clearly he not only doesn't belong at the head of a union, he belongs nowhere near a gun and a badge."

Moore said the NAACP believes any sworn officer who uses shows such a lack of character in the 21st Century does not belong in law enforcement.

"We have seen the results of discrimination in law enforcement throughout this country, we have seen people of color die without justice in this nation" Moore said. " Law enforcement in Santa Clara County can never be allowed to become a haven for those who hate."

"We applaud those who stand-up and speak out against this behavior and no union, law enforcement or otherwise, should be used to shield individuals from the consequences of their hate."

Therefore, the San Jose/Silicon Valley NAACP demand a refund of all dues paid by any member of the (DSA) especially the Minority classifications (Blacks, Hispanic, Asians, LGBTQ and American Indians) and any officer that request such a refund while under the leadership of Donald Morrissey. As a protest to his unethical leadership that destroys the values and trust of the membership and community.

Therefore, the NAACP asks the members of the DSA to stand together with us and reject the people whose prejudice has sullied their organization. We ask them to demand Mr. Morrissey remove himself from office and that their organization make a firm commitment to the ideals and justice they are sworn to serve.

Should they move in that direction, the NAACP is ready able to work with the DSA to rehabilitate their organization's image, so that it can once again be a proud defender of the rights of working men and women of all colors and backgrounds in the Sheriff's Office.

ABOUT THE NAACP:

Founded in 1909, the NAACP is the nation's oldest and largest nonpartisan civil rights organization. Its members throughout the United States and the world are the premier advocates for civil rights in their communities. You can read more about the NAACP's work and our six "Game Changer" issue areas by visiting NAACP.org.