

6.9.13
May 29, 2013

The Honorable Judge Frank Montalvo
U.S. District Court, Western District Of Texas
United States Courthouse
525 Magoffin Avenue, Room 105
El Paso, TX 79901

Subject: Houston Chronicle Publication

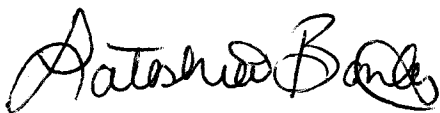
Dear Judge Montalvo,

I am sorry to have to write you under the circumstances. I am writing this letter to inform the court that Ty Clevenger and Sandi Johnson continue to seek out reporters to discuss, publicly harass, and portray me as a murder witness. On May 26, 2013, the Houston Chronicle printed and released a statement about me without my knowledge. I spoke with their staff to question the statement. I was told that Ty Clevenger and Sandi Johnson provided them with information concerning my name, "LaToshia Boxley" and the civil trial.

I personally did not provide any information to anyone. The Houston Chronicle staff agreed to remove my name from the online publishing, but the papers were already printed. I would like to know, if the recent Houston Chronicle publishing concerning Ty Clevenger and Sandi Johnson releasing information printed in the paper violates the court order, EP-12-CA-418-FM?

I would like to thank you Honorable Judge Frank Montalvo for giving me a piece of mind by granting the court order. I'm not sure if the court order has subjected me to retaliation or not. Ty Clevenger and Sandi Johnson have caused a lot stress and fear in my life. I gave birth to my son last May. From the time I brought him home until his first birthday coming up this Friday; I have been harassed by Mrs. Johnson. No one should force you into becoming a witness. Why do they continue to bother me and jeopardize my life, my family, and safety? I'm not a criminal. I'm not perfect, but I'm a Christian, mother, military spouse, college graduate, and trying to live a normal life. I just don't know what to do anymore. I have enclosed a copy of the newspaper article. Again, thank you for caring enough about my family to understand our situation.

Sincerely,



LaToshia Boxely

Printed
May 26, 2013

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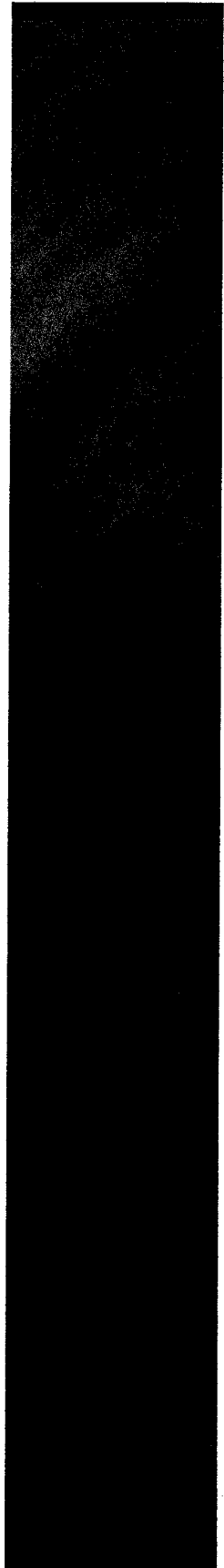
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Hank Johnson died on July 21, 2008, after being brutally beaten in his Hearne hotel room on July 10. The Pasadena man was staying there while working on a construction contract. His mother has fought hard to find justice in the case.

By Cindy Horswell

For five years, a Pasadena mother has been on a fierce crusade to make sure someone is held accountable for the savage beating death of her only son.

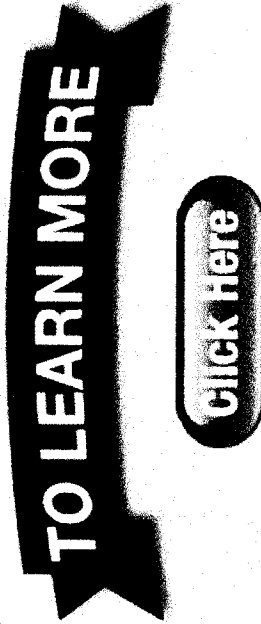
But Sandi Johnson's long battle to keep the name of her 27-year-old son, Hank Johnson, before the public has left her financially broke and emotionally exhausted. She said Pasadena police have had to schedule extra patrols along her street because of threatening phone calls accusing her of meddling and suspicious cars driving slowly past her front door.

But an unexpected development has given her hope that her prayers may finally be answered.

She has complained bitterly about former Robertson County District Attorney John Paschall's lackluster investigation into her son's murder on July 10, 2008 in his central Texas county. Hank was bludgeoned repeatedly with a baseball bat in a motel where he was staying while on an out-of-town welding job.

Her battle with Paschall included filing two civil lawsuits and applying media pressure that forced him to exhume her son's body and check bloodstains under his nails.

But the case took a significant turn when Paschall lost in the November election to W. Coty Siegert.



Suspect indicted

The new district attorney convened a grand jury, which after all these years indicted a suspect on May 14 for Hank's murder - 27-year-old Trae Deandre Thompson of Hearne.

Thompson is finishing a four-year sentence in a Texas prison for assaulting a Hearne police officer. That physical confrontation occurred about two months before Hank was attacked.

On the night Hank died, witnesses said he purchased a hamburger and had taken it back to his room in the Executive Inn to eat. A friend later that night found his battered body with multiple cracks in his skull. He was able to moan but never regained enough consciousness to speak before dying at a nearby hospital 11 days later.

Settled on a motive

Two of his treasured electric guitars were also missing from his motel room. Siegert believes robbery was the motive for the killing.

"The Johnson family deserves their day in court," he said. "It's been five years and no use waiting any longer. We believe we have enough evidence to know who did it."

Siegert declined to detail what evidence led to the long-awaited indictment, but noted the same proof was available during Paschall's watch but was never presented to a jury.

"I don't know why he didn't do it," Siegert said.

Insufficient evidence

Paschall, doing criminal defense work now, said he and a Brazos County district attorney looked into the murder case but never felt there was sufficient evidence to bring to a jury. Hank was assaulted in Robertson County but died in a hospital in Brazos County which gave both prosecutors jurisdiction.

"If there was enough evidence, don't you think there would have been an indictment?" he asked. "I don't know what Siegert's got."

Paschall has never released blood test results from the scrapings taken from Johnson's nails after his body was exhumed two years following his burial in a Houston cemetery. Siegert also would not discuss the results until trial.

But court records indicate prosecutors had identified Thompson as a suspect after it was determined he had possession of Hank's missing guitars just three weeks after the killing when he sold them to a pastor. Thompson contended someone else had given the instruments to him, but pleaded guilty and spent six days in jail for the theft six months later.

Tired of waiting on prosecutors to act, last year Sandi and her attorney, Ty Clevenger, filed a wrongful death civil suit against Thompson and five others. She won an \$8.6 million judgment in February after the court found Thompson responsible for the murder.

Guilty by default

The owners of the now razed motel and four of Thompson's friends believed to be present during the killing did not attend the proceeding but were found guilty by default and held liable.

During the two-day trial, Clevenger produced records of Thompson being convicted of stealing the guitars.

In addition, Clevenger produced a witness, Latoshia Boxley, who testified Thompson had confessed to stealing the guitars and beating the owner, but stated he never meant to kill him. *Witness statement*

Thompson, acting as his own attorney, pleaded the Fifth Amendment when questioned by Clevenger. But in closing remarks, he said Boxley was a liar.

"I don't know that we'll ever collect any of the judgment money," Clevenger said. "This lawsuit was just a ploy to

try to get the evidence out."

Passed polygraph test

He and Sandi say Paschall became a roadblock in their quest for justice after Paschall's brother-in-law, Billy Blackburn, was identified as a potential suspect. Blackburn, who had an extensive criminal record and then lived on Paschall's property, had reportedly told investigators that he had been asked to "help take care" of an individual staying at the motel.

Paschall, however, said Blackburn passed a polygraph that showed he was not a participant in the killing but only knew some potential persons of interest.

Clevenger called Paschall's connection to Blackburn an "egregious conflict of interest" and had asked him to recuse himself from the case, but Paschall refused.

"It's been a long journey to get this indictment," Sandi said. "I can't believe this is finally happening. When I first heard it, I burst into tears."

Family obligations

She is still flabbergasted that anybody would want to harm her son, who loved music and spent his free time dressing up as a superhero for her puppet-show business.

But in the last few years, at age 58, she hasn't had the heart or energy to do those shows at malls and birthday parties without Hank. She has also been raising Hank's son, Brandon, who is now 15, and tending to her 88-year-old father while depleting all her savings.

Her house grew so rundown that volunteer students from a Pasadena High School came out last week to paint and refurbish it.

"They felt bad for all the trauma I've been through," she said. "But I think things may be looking up now."

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Cindy Horswell

Senior Writer

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