

# Motion to Reconsider Denial to Expedite Application

**Re: Application No.: 23753 [Aaron Daniel Rabold]**

**Tuesday, February 17, 2009**

**Debra Rabold - P. O. Box 451  
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**Pennsylvania Board of Pardons  
333 Market Street – 15<sup>th</sup> Floor  
Harrisburg, PA 17126**

Attention: **Joseph B. Scarnati, Lieutenant Governor  
Thomas Corbett, Attorney General  
Russell Walsh, Ph. D., Psychologist  
Louise B. Williams, Victim Representative  
and ... John E. Wetzel, Corrections Expert**

## **Members of the Pennsylvania Board of Pardons,**

This letter is in response to your unanimous decision of February 5, 2009 to deny expedition of my autistic and innocent son: Aaron Rabold's application for commutation of sentence.

I was present throughout the entire proceedings of the Board of Pardons Hearings on Thursday, February 5, 2009 and intensely listened to your body's voting process. I listened to the public hearings that followed, some of which were pathetic [in my opinion] ... in that:

Too many of the cases presented appeared to be suspect of: Prosecutorial Misconduct and/or outright Malicious Prosecution. Additionally, all of these people who were interrogated by you all acting in-concert were expected to grovel at your feet for forgiveness of their crimes ... regardless of whether they were completely innocent, or absolutely guilty as-charged.

Then the proceedings advanced to item number "VII New Business" on that day's docket:

*"Request to expedite consideration (Motion required for vote)  
Aaron Rabold - Application Received December 13, 2008".*

Mr. Heaton read aloud from the program and waited for your responses. I then watched you all sit in absolute silence - thus, flatly denied/refused expedition of Mr. Rabold's application.

I am under the impression that each and every one of the board members personally read Mr. Rabold's comprehensive application - personally reviewed the disturbing vivid photographs of my son's emaciated body, and personally read the letters that accompanied his application.

Therefore, if any one of you has any doubt as to the authenticity, accuracy, and honesty of the information in Mr. Rabold's duly submitted application, you are quite welcome, invited ... and actually are being encouraged to personally visit Mr. Rabold at SCI-Waymart.

How all of you could have sat in total silence with the knowledge you had to have had of my son's frightening condition ... and the bizarre circumstances involved - I really do not know.

I saw the expressions on your faces: The tilt to the left of Lieutenant Governor Scarnati's lowered head; the looks of embarrassment, fear, and shame that each one of you displayed on your faces and in your body language. I actually felt sorry for you at that particular moment.

However, my pity for you was ill spent, as for in that one moment you had, in essence, as a body knowingly and willfully likely had silently signed my son's Death Warrant.

I am not a psychologist like: Dr. Walsh - nor am I a mind reader, however, I had the distinct impression that somebody is pulling your strings as if you were all marionettes -- that an unseen evil entity, *i.e.*, an *éminence grise/gray eminence/eminencia gris* had the awesome power to control you to the point where you were willing (*or felt compelled*) to act against your upbringing - against your assumed innate sense of justice, and against your consciences.

Attorney General Corbett: Your office received copies of all four documents I had filed in Federal Court from December 2006, 'til February 2007 [Re: 03: 06-CV-2474]. One of those documents had been shared with A.G. Roy Cooper [your counterpart in North Carolina]. His office appropriately responded to said document and brought an abrupt end to the despicable situation involving D.A. Nifong and three of Duke University's Lacrosse Players -- whereas, your office responded to the same document ... but certainly not in any appropriate manner.

Lieutenant Governor Scarnati: On the morning of November 21, 2008 I delivered a letter to your senatorial office. Attached with that letter was a copy of a personal handwritten letter addressed to Chief Justice Ronald D. Castille. Later that same afternoon, I returned to your office and requested to speak with you - but was informed that you had left for the day with my letter in your possession. There was sufficient information contained within said letter to have compelled one to promptly take the appropriate corrective action.

Observations: This nation of ours was not founded and established by spineless cowards who would turn their backs on a suffering human being. This nation was founded by such courageous people as those who wrote The Declaration of Independence -- in opposition to tyrants, and who boldly honored their own sense of righteousness in the face of great personal risk. They trusted in a Supreme God, knowing that He would honor the unwavering stance of their own convictions-of-conscience by protecting them and providing for their needs. No slaves to political corruption or bribery were they. My, how times have changed.

I have lived long enough to have experienced fear, embarrassment, and shame. Those emotions are part of the human experience, and most people have felt those uncomfortable emotions at one time or another during their lives. Most people will admit that they have memories of days past to which they wish they could return and relive, to make a different choice. The fact is: We cannot go back in time and undo our poor decisions of the past.

I fully understand about protocol and policy, about “*waiting for your turn*” to come up. The people whose cases I listened to on February 5<sup>th</sup> had waited their turn.

The difference between them and Mr. Rabold is: None of those people are in jeopardy of losing their lives in prison due to torture, medical malpractice, and starvation. They all are free to seek appropriate medical care for any ailment from which they might possibly suffer. Aaron Rabold is not so fortunate, as the photographs and the letters from his family and his doctor (*all of whom have personally visited with him*) clearly and accurately attest to be fact.

In spite of watching your performance, I find it hard to fathom that all five of you have not a shred of decency in yourselves, to the point that you would knowingly and willingly give your apparent approval of the horrible -- *shameful* -- circumstances to which my innocent son [Aaron Daniel Rabold] has been ... and continues to be subjected to endure.

Your failure to exercise your power to come to the aid of my gentle, disabled son -- who at this very moment is suffering far worse than any of you has ever likely suffered cannot, and will not be overlooked -- not by me, not by all the other people who are cognizant of his situation, and certainly not by the civilized societies who are blessed to be located outside the geographical borders of The Commonwealth ... indeed, the entire United States of America.

In my mind, your inaction is akin to the German people turning their backs on what the Nazi government was doing ... right in their very midst, to their Jewish friends and neighbors.

No, we can't go back to our yesterdays. Although we never get a second chance at the same opportunity, with the sunrise of each new day we are allotted a new beginning, and a new chance to be the best version of ourselves -- a chance to do better today than we did yesterday.

The gift of a new opportunity is being extended to you in this request to reconsider your action [or rather, blatant inaction] of 05 February, 2009 concerning your unconscionable refusal and failure to make a motion to expedite consideration of Aaron Rabold's application.

Wherefore, please deem this submitted: “*Motion to Reconsider Denial to Expedite*” requesting reconsideration of my son's application as an opportunity to prove yourselves to be independent and conscionable human beings worthy of the positions which you each hold.

Sincerely,

Debra Rabold