



U.S. Department of Justice

United States Attorney
District of Massachusetts

1107 J.W. McCormack Post Office Courthouse
Boston, Massachusetts 02109

November 12, 1992

Francis J. O'Rourke, Esquire
101 Federal Street
Boston, MA 02110

Jefferson W. Boone, Esquire
Boone & Henkoff
138 Brighton Ave.
Allston, MA 02134

Re: Thomas A. Shay

Dear Messrs. O'Rourke & Boone:

I am writing at this time to formally advise you what I have been saying for the past several weeks. To date, ATF has been unable to corroborate any aspects of the proffer provided to us by your client, Thomas A. Shay. It seems that the only independent evidence tending to confirm Shay's story is that which federal investigators had uncovered prior to Shay's recent proffer.

Given the foregoing, absent new evidence being brought to my attention that substantially corroborates significant aspects of Shay's proffer, I am unable to conclude that he has been "entirely truthful and cooperative" concerning the offense under investigation or his role therein.

Our investigation will continue. At this point I anticipate that we will be seeking to lodge further and more serious charges against Shay upon completion of our investigation.

Very truly yours,

A. JOHN PAPPALARDO
UNITED STATES ATTORNEY

By:


PAUL V. KELLY
Assistant U.S. Attorney

cc: Frank A. Libby, Jr., AUSA