

COMMONWEALTH OF MASSACHUSETTS  
THE TRIAL COURT

WESSEX, ss

JUVENILE COURT DEPARTMENT  
FORDHAM DIVISION  
Docket No.

IN RE:

[REDACTED]

Affidavit of Trial Counsel

I, [REDACTED], being duly sworn, do hereby state that the [REDACTED] true to the best of my knowledge and belief:

1. I am a member in good standing of the Massachusetts Bar.
2. In October 2013, the Fordham [REDACTED] appointed me to represent [REDACTED] the mother of the above child.
3. In or about February 2014, [REDACTED] told me about her attendance at the [REDACTED] program. I called the program [REDACTED] three times, but no one would speak to me about [REDACTED]. I did not write to the program or subpoena a [REDACTED] the staff or any of the records of that program.
4. I did not think that her attendance or completion of that program would be useful in her defense, because the case was more about domestic violence than about substance abuse.
5. [REDACTED] told me about her sister, [REDACTED], being [REDACTED] in custody of the [REDACTED] children. I did not contact [REDACTED], because I learned that she had a recent conviction [REDACTED] for selling heroin, and I did not think that she would make a compelling witness or potential custodian. I did not subpoena [REDACTED] or offer her in a "competing" plan for [REDACTED].
6. *[There would likely be more in an affidavit of trial counsel about what he did, what he didn't do, why he*

*did it and why he didn't do it, including any strategy. This affidavit should be drafted initially by appellate counsel, but it should be sent to trial counsel with the expectation that it will be edited, perhaps many times, in order to reflect what trial counsel actually did and feels comfortably representing.]*

Signed under penalties of perjury, in Wessex County,  
on November 2, 2014.

[REDACTED]