

Timothy Baldwin
QUATMAN & QUATMAN, PC
737 Spokane Ave.
Whitefish, MT 59937
PO Box 1520
Kalispell, MT 59903
Office: (406) 863-2385
Fax: (406) 863-2385

Attorney for Defendant

IN THE DISTRICT COURT OF THE ELEVENTH JUDICIAL DISTRICT
OF THE STATE OF MONTANA AND FOR THE COUNTY OF FLATHEAD

STATE OF MONTANA, Plaintiff, vs. Cory Robert Franklin, Defendant.	Case No: DC-04-15(C) AFFIDAVIT IN SUPPORT OF DEFENDANT'S REQUEST FOR ADDITIONAL HEARING ON MOTION FOR RULE 11 SANCTIONS
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I, Kristina Franklin, hereby swear or affirm that the following facts are accurate and true to the best of my personal knowledge.

I am the wife of the defendant Cory Robert Franklin in the case of *State v. Cory Franklin*, DC-04-15, Flathead County, Montana. On June 4, 2014, I talked to Northwest Drug Task Force Agent McKeag Johns (hereinafter "Johns") on my cellular phone. I have previously sworn to an affidavit describing my conversation with Johns, which Tim Baldwin filed in *State v. Cory Franklin*, DC-13-465, Flathead County, Montana. I recorded that conversation by audio recording on my cellular phone. I presented and gave the recording to Cory Franklin's attorney, Tim Baldwin, shortly after I recorded that conversation.

I have listened to the audio recording and a transcript of the audio recording and have sworn to the content of the recording and the transcript wherein I swear or affirm that that was the conversation I had with Johns on that day. A true and accurate copy of the audio recording and transcript of the same is attached hereto as Exhibit A. I have listened to and read the entirety of Exhibit A, and they are the true and accurate content of my conversation with McKeag Johns on or about June 4, 2014. The voices on the recording in Exhibit A are mine and McKeag Johns.

Tim Baldwin informed me that Montana law imposes criminal sanctions for knowingly recording a phone conversation without the other person's consent. Tim Baldwin informed me that releasing this audio recording to the public could subject me to criminal prosecution and asked whether I consented to releasing the audio recording to the public. Until now, I have not consented to releasing this audio recording to the public, but I now give my consent to releasing this audio recording to the public and to using this audio recording in this case knowing that I may face criminal prosecution for potentially violating Montana law.

I recorded this conversation with Johns because I was fearful of retaliation against me and my husband for not terminating Tim Baldwin as Cory Franklin's attorney. I believed that I needed to protect myself because of a prior conversation I had with Deputy County Attorney Kenneth Park who made various threats against me and Cory Franklin in his criminal prosecution whereby he made it known to me that he would mistreat Cory Franklin because Tim Baldwin was Cory's attorney. After Mr. Park made those threats, I contacted Cory while he was in custody and pleaded with him to fire Tim Baldwin and hire another attorney. However, Cory insisted on keeping Tim Baldwin as his attorney. Given Cory's insistence on keeping Tim Baldwin as his attorney, I felt it was necessary that I take steps to protect me and Cory from any prosecutorial abuse or misconduct since Tim Baldwin was going to remain as Cory's attorney.

SO SAYETH THIS AFFIANT this 15th day of September, 2014.

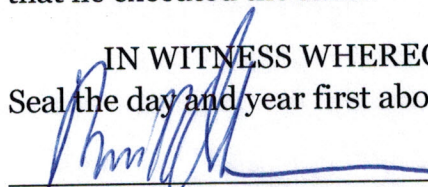


Kristina Franklin

STATE OF MONTANA)
 :SS
County of Flathead)

On this 15th day of September 2014, before me, a Notary Public for the State of Montana, personally appeared Kristina Franklin, personally known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year first above written.



Notary Public for the State of MT

Printed Name:
Residing at
My Commission Expires:

