

DAVID G. TERRY, P.C.

David G. Terry, Attorney

Denette L. O'Neil, Legal Assistant

Deanna Bianco, Secretary/Investigator

Attorney at Law
1228 SE Douglas St.
Roseburg, Oregon 97470

Phone: (541) 672-4693
FAX: (541) 672-4420
Email: davidterrylaw@gmail.com

July 18, 2018

Dearest Friends and Colleagues:

As life sometimes deposits us in the midst of horrific tragedies, so was I thrust into one of the saddest of my 40 year career on the evening of June 21, 2018 when I came to find myself at the emergency department of Mercy Medical Center in Roseburg. In a small emergency department room was a tiny, angelic princess of just 21 months. She lay in the bed, lifeless and intubated, as her father, draped over her body, wept uncontrollably into her bed clothes.

The mother of the child, a family nurse practitioner, had just been arrested on the charge of Manslaughter II. That morning the daily routine of the family had been drastically altered as the child's father who was always the parent that took the child to daycare, slept on their couch following his graveyard shift as an emergency medical technician at Mercy Medical Center. So Nicole Engler bundled up her treasure, placed her lovingly into her car seat, and headed out to drop her off at daycare on her way to her place of employment, Evergreen Family Medicine. There she had an over-filled day ahead of her caring for little kids and their worried parents.

As she drove across town following the exact route she drove 5 days a week between her house and her work, her mind was already on her precious patients and the procedures, treatments and tough calls she would have to make all shift long. She arrived at work, got out of her car, and charged in to help little kids and their families all day long. She was safe and secure in the knowledge that her child was safe at the Cobb Street School.

Midday, as was her routine, she left work briefly, got into her car and drove through a Dutch Bros Coffee shack, chatting excitedly with the baristas about her and her husband's, and her daughter's upcoming fishing trip to Cabo San Lucas. They had already purchased their tickets including a "child in arms" validation on Mom's ticket. When queried by the baristas as to how her daughter was, she responded, "Having another happy play day at Cobb Street". We can never know if her daughter was still alive at that moment.

At 4:30PM, after a grueling day, she walked out to her car and opened the door and saw the lifeless form of her treasured child. Two hours later, suicidal and pulling her hair out in clumps in a shit-smeared, padded isolation cell in the Douglas County Jail, with the screams of people suffering from schizophrenia on either side, she begged to be allowed to take her own life.

The next day, the Prosecutor argued that the Defendant was an "admitted suicide risk and as such a risk to the community" and she urged the Judge to maintain bail at \$250,000. We got her released on \$50,000 security and she has been recovering in the bosom of an amazing family which includes a sister in law from Washington State who is an A.A.G. representing the Washington D.O.C., a sister who is a senior staff attorney in the office of the Federal Defender for the District of Utah, and a kid brother about to leave for Jerry Spence's Trial College the following week.

Enclosed is a 5 page letter written by the Washington County, Utah Prosecuting Attorney in an unrelated case in 2014. He took a courageous stand in doing what is frequently screamed for in these tragic cases, but only rarely done. He sets forth the extent of his efforts in completing his due diligence in the investigation of a "hot car/child death" case in his county. I have hired David Diamond, Ph.D., and in a phone conversation the day Nikkee was released he characterized my case as "the most textbook of textbook cases".

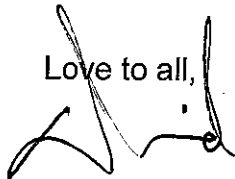
Too often prosecutors aren't willing to do the heavy lifting that P.A. Belnap did in his case. More often they simply arrest, charge, indict, and proceed to trial. I am not going to let the last two steps in that process occur if I can in any way possible prevent them.

Please help spread, press, and in anyway possible advance the public narrative that "Lapsed Memory" is real, HARD science.

I need to force the District Attorney to do the right thing and dismiss this case.

I beseech your voices and awesome powers of persuasion in helping to promote this narrative.

Love to all,

A handwritten signature in black ink, appearing to read "David G. Terry". The signature is fluid and cursive, with a prominent initial "D" and "G".

David G. Terry