



ATKINSON POLICE DEPARTMENT

27 ACADEMY AVENUE

Police Chief

Director of Elderly Affairs

LIFE MEMBER: ICPA

N.H CPA * N.E.CPA

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1968



Mr. Mark Acciard
6 Christine Drive
Atkinson, N.H. 03811

September 22, 2007

Dear Mr. Acciard:

This letter is a long time coming. In the past I have put up with your untruths missinturpation of the facts and your blatant efforts to print these unwanted articles in your BLOG. Publius, or what ever cyber space name you are using, I feel it appropriate to place you on notice. If I am told that you are again printing false and misleading articles pertaining to me or any **member** of my family, I will be forced and compelled to seek legal relief from these slanderous articles in a court of justice.

I am sure by now you are saying what remarks have I made that would upset the Chief. Let me give you a quick trip through your slanderous and untruth statements.

When I spoke to you several weeks ago and advised you that the information you wrote about pertaining to how much I made in a year and the amount that the Chief from Hampstead made, I advised you that you had your facts all wrong. Let's go over that conversation. The Hampstead Police Chief is part-time the same as I am. For his 2007 budget he is projected to make \$23,527. You listed my salary as \$24,485. I advised you that for 2007 my budget indicated a sum of only \$22,585.00. You made this look like I was making more than the Hampstead Chief. You were going to print a retraction, but to my knowledge that never occurred. You also listed that Hampstead's Police Department Budget was \$734,254.00 and Atkinson's Police budget was \$778,128.00. I again advised you that our Police budget was \$754,021.00. Again you continue to publish false information.

Your article FUZZY MATH is another example of your tireless action to try to discredit me in your BLOG. Let's start with your picture of a blue Ford cruiser. I have no idea where you got that photo from, but that car is in great shape and looks better than some of our older cruisers. Please look at the REAL 2000 FORD CRUISER that we traded in, I have attached several pictures of this vehicle for you to look over. This car is covered with rust, has over 165,000 miles on it and has been in several accidents. This is the oldest cruiser we had in our fleet, and was only used for police details. The inside was in deplorable condition and we could not get the engine light to turn off so we had to cover it up with a piece of black tape.

Every two years we trade in two old cruisers to Irwin Ford in Laconia. We generally get any were from \$500.00 to a \$1,000.00 for these old cruisers. This cruiser was going to be sent to the junk yard for it had absolutely no resale value at all. When my son asked me were it was going I advised him that we had already traded it in with Irwin Ford and that he was gracious enough to give us \$300.00 as a trade in. I advised him if he wanted this car he would have to deal directly with Irwin Ford, and that he did do. How can you portray to folks and try to make them believe that there was something that did not pass the sniff test pertaining to the trade of this old cruiser?

You keep looking for that smoking gun, and it must be very frustrating to you and your small group of ill informed friends that everything in the Police Department and the Elderly Affairs Division is above board and is always open for inspection. Sorry, but maybe you should look in some other back yards to see if you can dig up and any dirt on other hard working town employees.

Getting back to my first comment I am officially placing you on notice, **STOP YOUR SLANDEROUS ATTACKS AGAINST MY GOOD NAME**, or legal action will sure to follow.

Philip V. Consentino
Police Chief
Director of Elderly Affairs

Cc: Attorney McKintrick
: Attorney Giarrusso
: Attorney Stine
: Files
PVC/pvc acciard blog 9-22-07



Mark R. Acciard

October 1, 2007

Board of Selectmen
21 Academy Ave.
Atkinson, NH. 03811

Dear Sirs,

It appears that the attached letter contains ample evidence that probable cause exists to believe that there has been wilfull violations of law. Namely RSA 643:1 **official oppression**, and 643:2 **misuse of information**.

As there is a documented long, and continuing history of the officer in question, practicing this very same behavior. As this history has been brought to the board's attention many times in the past, by many different residents, only to be ignored by this board, It falls upon me to rrespectfully request that this board excercise it's statutory supervisory duty and;

- 1.) **Immediately**, suspend the officer in question without pay, pending formal investigation of the above charges, by an appropriate outside agency(to avoid any potential conflicts of interest) such as, the State Police.
- 2.) **Immediately**, refer the above charges to the State Police for full investigation, as these are alleged violations under the **criminal code, and as such, are misdemeanors**.

I am grateful for your time and attention in looking into this matter. Please feel free to contact me for any further information you may need.

Sincerely yours

Mark R. Acciard

6 Christine dr.
Atkinson, NH. 03811

6 Christine Dr.
Atkinson, Nh. 03811
tel: 603-362-4600
fax: 603-362-6224



Mark R. Acciard

October 1, 2007

Board of Selectmen
21 Academy Ave.
Atkinson, NH. 03811

Dear Sirs,

It has been noted in the attached official letter, that Mr. Consentino "Cc's Files". As it is illegal for law enforcement authority to maintain files on civilain personnel , I am putting the Town of Atkinson on notice that I consider these files to potentially be evidence, in any potential litigation.

In light of the above mentioned facts I respectfully request that the Board of Selectmen, **Immediately**, take possession of any and all files pertaining to Mark Acciard, removing them from the possession and control of the police chief, and securing them from edit, destruction, or any damage.

My intention is to immediately eliminate the possibility of the police chief destroying, this potential evidence, as he "accidentally" destroyed the allegedly illegal tape in the removal case.

Gentlemen, when I obtain those files either through your production of them or through subpoena, I expect there to be copies of every piece of paper the chief has sent me over the past four years that he Cc'ed files on, as I have these letters for comparison. I am also putting the Town on notice that if any of these are missing, it will be my intention to prosecute you as respondents for the tampering with evidence.

I am grateful for your time and attention in looking into this matter. Please feel free to contact me for any further information you may need.

Sincerely yours,


Mark R. Acciard

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Atkinson, NH. 03811

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TITLE LXII CRIMINAL CODE

CHAPTER 643 ABUSE OF OFFICE

Section 643:1

643:1 Official Oppression. – A public servant, as defined in RSA 640:2, II, is guilty of a misdemeanor if, with a purpose to benefit himself or another or to harm another, he knowingly commits an unauthorized act which purports to be an act of his office; or knowingly refrains from performing a duty imposed on him by law or clearly inherent in the nature of his office.

Source. 1971, 518:1, eff. Nov. 1, 1973.

TITLE LXII CRIMINAL CODE

CHAPTER 643 ABUSE OF OFFICE

Section 643:2

643:2 Misuse of Information. – A public servant, as defined in RSA 640:2, II, is guilty of a misdemeanor if, knowing that official action is contemplated or in reliance on information which he has acquired by virtue of his office or from another public servant, he:

- I. Acquires or divests himself of a pecuniary interest in any property, transaction or enterprise which may be affected by such action or information; or
- II. Speculates or wagers on the basis of such action or information; or
- III. Knowingly aids another to do any of the foregoing.

Source. 1971, 518:1, eff. Nov. 1, 1973.