

Hon. Judges Rovner, Williams, and Hamilton
c/o Gino J. Agnello
Clerk for the U.S. Court of Appeals for the Seventh Circuit
Room 2722
219 S. Dearborn Street
Chicago, IL 60604

Re: *Dassey v. Dittmann*, No. 16-3397

Dear Hon. Judges Rovner, Williams, and Hamilton:

Pursuant to Section XXVII(G)(3) of the *Practitioner's Handbook for Appeals* (2014 ed.), counsel for Petitioner-Appellee Brendan Dassey respectfully submits this letter to the Panel in order to clarify an answer given by undersigned counsel during oral argument on Tuesday, February 14, 2017. When asked whether the record contained an IEP (individualized education program) for Brendan Dassey, counsel answered no, believing that answer to be correct and complete. It has since come to counsel's attention that three IEPs were in fact introduced at trial as exhibits 218, 221, and 222 on behalf of Brendan Dassey. The Respondent-Appellant did not file these trial exhibits, among others, before the federal court, but it noted in its answer to Mr. Dassey's petition for a writ of habeas corpus that it would locate and file those documents upon request of the court. R.19-2:17; R.19-3:9-10. Counsel deeply regrets the error.

Respectfully submitted,

s/Laura H. Nirider

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CERTIFICATE OF SERVICE

I hereby certify that on February 27, 2017, I filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notice of such filing to all registered CM/ECF users.

Dated: February 27, 2017

s/Laura H. Nirider

Counsel for Petitioner-Appellee Brendan Dassey